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The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

SAN FRANCISCO POLICE COMMISSION AGI

REGULAR MEETING

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

SF
P45
#1
12/26/07,
1/2/08
cancelled

The Commission will not meet on Wednesday, Decembe December 26, 2007, and January 2, 2008.

Please join the Commission at its next meeting Wednesday, January 9, 2007 City Hall, Room 400 at 5:30 p.m.

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The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

THERESA SPARKS
President

DR. JOE MARSHALL
Vice President

JOE ALIOTO VERONESE
Commissioner

DAVID CAMPOS
Commissioner

PETRA DeJESUS
Commissioner

YVONNE Y. LEE
Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JANUARY 9, 2008
5:00 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

SF
245
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1/9/08
2

(CLOSED SESSION)
Roll Call; Pledge of Allegiance

1. Public Comment on all matters pertaining to Closed Session.

2. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

3. Closed Session

   a. Pursuant to Government Code sections 54957(b), and S.F. Administrative Code sections 67.10(b), Penal Code 832.7:
   Discussion and possible action to grant or deny Motion for Dismissal of disciplinary charges filed in Case No. C03-290 JWA and adopt Written Findings *(The Commission will not hear further argument in this matter.)* (ACTION ITEM)

   b. Pursuant to Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(1): (DISCUSSION ONLY)
   CONFERENCE WITH LEGAL COUNSEL
   Kelly Medora v. CCSF, et al., United States District Court No. C06-0558

(OPEN SESSION)
Roll Call.

4. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

5. Approval of Consent Calendar (ACTION ITEM)
   a. Recommend that the Board of Supervisors approve settlement of the following case in accordance with the advice of the City Attorney:
   Kelly Medora v. CCSF, et al., United States District Court No. C06-0558

6. **Adoption of Minutes** (ACTION ITEM)
   - Regular Meeting of December 5th and 12, 2007

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING
WEDNESDAY, JANUARY 9, 2008
5:00 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

7. **Public Comment**
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8. **Reports to the Commission** (DISCUSSION ONLY)
   a. Chief's Report
      - Update on significant policing efforts by Department members
   b. OCC Director's Report
      - Review of Recent Activities
   c. Commission Reports
      - Commission President's Report
      - Commissioners' Reports

9. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements
   b. Scheduling of items identified for consideration at future Commission meetings

10. **Adjournment** (ACTION ITEM)

*** SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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(Chapter 67 of the San Francisco Administrative Code)

Government's duty is to serve the public, reaching its decisions in full view of the public.

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Accessible MUNI lines serving this location is: 49 Van Ness/Mission
47 Van Ness, 5 Fulton, 31 Balboa
For information about MUNI service call 923 6142

The closest BART Station is: Civic Center

Accessible parking _____

For information about the meeting call 553-1667 (v) or 553-9194 (tty)

JANUARY 9, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:22 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Veronese, DeJesus, Lee, Mazzucco
ABSENT: Commissioner Campos
(Commissioner Marshall arrived at 6:28 p.m.)

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Mazzucco, second by Commissioner DeJesus. Approved 5-0.

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CLOSED SESSION (5:23 p.m. to 6:15 p.m.)

a. **Discussion and possible action to grant or deny Motion for Dismissal of disciplinary charges file din Case No. C03-290 JWA and adopt Written Findings**
(Present: Commissioners Sparks, Veronese, DeJesus, Lee, Mazzucco, Deputy City Attorney Stump, Lieutenant Reilly)

b. **CONFERENCE WITH LEGAL COUNSEL:**
Kelly Medora v. CCSF, et al., United States District Court No. C06-0558
(Present: Commissioners Sparks, Veronese, DeJesus, Lee, Mazzucco, Deputy City Attorney Stump, Director Tidwell, Lieutenant Reilly)

Open Session

PRESENT: Commissioners Sparks, Marshall, Veronese, DeJesus, Lee, Mazzucco
ABSENT: Commissioner Campos

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner DeJesus, second by Commissioner Mazzucco for non disclosure. Approved 5-0.

APPROVAL OF CONSENT CALENDAR

a. **Recommend that the Board of Supervisors approve settlement of the following case in accordance with the advice of the City Attorney:**
Kelly Medora v. CCSF, et al., United States District Court No. C06-0558

Motion by Commissioner DeJesus, second by Commissioner Mazzucco to approved Consent Calendar. Approved 5-0.

RESOLUTION NO. 1-08

KELLY MEDORA v. CCSF, et al.

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RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Kelly Medora v. CCSF, et al.," in United States District Court No. C06-0558, be, and the same is hereby approved.

Date of Incident: January 23, 2005

AYES: Commissioners Sparks, DeJesus, Lee, Mazzucco
ABSENT: Commissioners Marshall, Campos
RECUSED: Commissioner Veronese

ADOPTION OF MINUTES

- **Regular meeting of December 5th and 12, 2007**

Motion by Commissioner DeJesus, second by Commissioner Mazzucco. Approved 5-0.

PUBLIC COMMENT

Francisco Decosta discussed concerns regarding Bayview Hunter's Point area development.

Barbara Growth discussed concerns regarding death penalty.

REPORTS TO THE COMMISSION

a. Chief's Report
- **Update on significant policing efforts by Department members**

b. OCC Director's Report
- **Review of Recent Activities**

c. Commission Reports
- **Commission President's Report**
- **Commissioners' Reports**

CHIEF'S REPORT

Chief Fong updated the Commission in regards to incident that happened at the zoo. Chief Fong commended the officers who responded and searched the zoo. The officers are Officers Scott Biggs, Kevin O'Leary, Daniel Cruz, and Chris Oshita.

Commissioner Sparks thanked the officers for their courage in responding to that incident.

Commissioner Veronese asked about officers being kept out of the zoo. Chief Fong stated that since this event she met with the zoo Director to discuss the need to have walk-throughs with officers from Taraval so that if there is an incident responding officers will know where to go. Chief Fong also stated that maps of the zoo will be included in radio cars for districts involved. The Chief also talked about protocols with UCSF and SF State University.

Commissioner Marshall commended the officers who responded to this incident.

Chief Fong talked the State's Sex Offender Board and public hearing held in San Francisco in regards to gathering comments, not only from law enforcement, but to bring feedback and recommendations back to the legislature and to the Governor. Commissioner Veronese stated that he did attend the hearing as well as Supervisor McGoldrick and stated the he voiced his opposition to it and will continue to do it on the state level.

Chief Fong talked about recent change in command staff and

promotions effective Saturday, January 6th. Commissioner Sparks congratulated Sergeant Reilly for his promotion to the rank of Lieutenant.

Commissioner Sparks asked about homicides in the city. Chief Fong updated the Commission on two homicides that occurred earlier in the week.

Commissioner Marshall and Commissioner Mazzucco stated basically the same thing about violence in the city and that the Police Department can only do so much and that at some point there need to be a partnership with the Police Department because the men and women of the Department can't do it all.

OCC DIRECTOR'S REPORT

Director Hicks reported on OCC outreach, complaints received and closed, and OCC personnel.

COMMISSION REPORTS

Commissioner Sparks stated that she and Commissioner Lee attended a memorial service for Officer Brian Tuvera at the Taraval Station before Christmas. Commissioner Sparks wanted to recognize that and stated that the Department, as well as the City, should not forget officers like Brian Tuvera who gave his life for the people of San Francisco and asked that the meeting be adjourned in memory and in recognition of Officer Tuvera.

PUBLIC COMMENT

Mr. Gary Delagnes, POA President, stated that San Francisco is at the bottom 10 percent for homicides per capita in the United States. He also asked for help from the Commission in regards to promotions and individuals that was passed over from the list and questions asked by those individuals as to why they were not given positions. Mr. Delagnes asked that there be a provision in regards to explaining to individuals why they were passed over.

Mr. John Tennant, POA Counsel, stated that in San Jose there is a provision in a separate promotion's MOU that governs what happens when somebody is passed over. Commissioner Sparks asked for a copy of what Mr. Tennant just read.

Commissioner Sparks asked the Chief to look at what Mr. Tennant just read and talk to Civil Service and Department of Human Resources if it is possible to get an opinion from DHR. Chief Fong stated yes and that she will talk with the City Attorney as well.

Barbara Growth discussed concerns.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

b. Scheduling of items identified for consideration at future Commission meetings

Sergeant Reilly announced that the District Meeting will be in the Richmond District on January 30th, Roosevelt Middle School, Geary and Arguello.

Commissioner Sparks asked that scheduling of district meetings be put on the calendar. She also asked that discussion in regards to Commission staffing be on the calendar. Commissioner Sparks also asked that a public hearing be placed for next week's agenda in regards to Supervisor Dufty's legislation on tracking of handguns. Also the list of Commission priorities be added. Discussion on Gang Injunctions be on the agenda for January 23rd.

Commissioner DeJesus asked about DGO 7.01. Deputy Chief Keohane

stated that the DGO is with the stakeholders for final review and will be ready for presentation to the Commission shortly.

Commissioner Sparks also wants to calendar the resolution in regards to civil actions in a couple of weeks.

Commissioner Veronese asked for an update on EIS as far as the technology aspect of it.

ADJOURNMENT

Motion by Commissioner Sparks to adjourn in memory and in recognition of Officer Brian Tuvera, second by Commissioner Veronese. Approved 6-0.

Thereafter, the meeting was adjourned at 7:00 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JANUARY 16, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

Roll Call; Pledge of Allegiance

1. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

2. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
      - Quarterly Report of Provision of Documents to the Office of Citizen Complaints
      - Presentation of the 4th Quarter 2007 Firearm Discharge Review Board Report
      - Presentation of Officer-Involved Shooting Investigation Status Summary
      - 2007 Homicide Overview
   b. **OCC Director's Report**
      - Review of Recent Activities
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports
      - Presentation of the Police Commission's bi-monthly report of Closed Session Disciplinary Actions (Veronese Resolution)
      - Presentation of the Quarterly Report by the Department and the Office of Citizen Complaints regarding Policy Proposals (Sparks Resolution)

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3. Discussion and possible action to set the locations of future District Commission Meetings (ACTION ITEM)

4. Discussion re: Commission Staffing (DISCUSSION ONLY)

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JANUARY 16, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

5. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements
   b. Scheduling of items identified for consideration at future Commission meetings
      - Discussion re: The Commission's Priority List

6. **Adjournment** (ACTION ITEM)

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PLEASE NOTE: The Police Commission will be holding a Special Meeting this month at a location other than City Hall.

1. The Commission will hold its Community Meeting in the Richmond District, at Roosevelt Middle School, 460 Arguello Street, San Francisco, at 6:00 p.m., on Wednesday, January 30, 2008, to hear comments from the public and Richmond Station Captain Anthony Fotinos concerning public protections issues in the Richmond District.

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REGULAR MEETING

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JANUARY 16, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:58 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Veronese, Campos, Lee, Mazzucco
ABSENT: Commissioner Marshall
(Commissioner Lee arrived at 6:02 p.m.)

PUBLIC COMMENT

Inspector Frank Lee, Sex Crimes Detail, presented the Commission with a petition in regards to interview process of the Homicide Detail.

David Villalobos, Director of Community Leadership Alliance, talked about the meet-and-greet forum and discussed concerns regarding two liquor stores at Turk and Taylor Streets.

Barry Tarranto, cab driver, discussed concerns regarding officer working 10b at the Hilton Hotel and concerns regarding illegal limousines.

REPORT TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**
- **Quarterly Report of Provision of Documents to the OCC**
- **Presentation of the 4th Quarter 2007 Firearm Discharge Review Board Report**
- **Presentation of Officer-Involved Shooting Investigation Status Summary**
- **2007 Homicide Overview**

Chief Fong talked about two incidents involving outstanding police work. Chief Fong also introduced the new members of her command staff and asked each one of them to introduce themselves and to talk about their new responsibilities. The Command Staff, Assistant Chief Lynch, Deputy Chief Tacchini, FOB, Deputy Chief Shinn, Investigations, Deputy Chief Keohane, Administrations, Deputy Chief Craig, Airport, Commander Cashman, Commander Tong, Commander Brown, and Commander Lindo, introduced themselves and gave a brief description of their goals and responsibilities.

Lieutenant Mike Stasko, Legal Division, presented the 1st quarter 2007 report of Provision of Documents to the OCC.

Commissioner Veronese asked why the Department is giving the report as opposed to the OCC Director. Ms. Hicks stated that it would be more appropriate to have the Department report to the Commission about delays and for OCC to respond. Commissioner Sparks asked that a copy of the report be provided to Director Hicks before the presentation.

Inspector Joseph McFadden presented the OIS Investigation Status Summary.

Commissioner Sparks commended Inspector McFadden and Deputy Chief Keohane for a job well done.

Deputy Chief Keohane presented the 4th Quarter 2007 Firearm Discharge Review Board Report.

Chief Fong introduced Ms. Ronnie Wagner, Attorney, Management Control Division. Ms. Wagner gave a brief background about herself.

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Lieutenant John Murphy presented the 2007 homicide overview report. Commissioner Sparks asked that this item be put over for next week to give the Commission a chance to look over the documents.

PUBLIC COMMENT

Steve Johnson, POA, discussed concerns regarding the lieutenant's list and people that were passed over.

Sylvia Johnson discussed concerns.

Inspector Frank Lee discussed concerns regarding homicide interview process.

Barbara Growth discussed concerns regarding the war.

OCC DIRECTOR'S REPORT

- **Review of Recent Activities**

Director Joyce Hicks, OCC, gave a brief report in regards to outreach and mediation.

Commissioner Sparks suggested that there be an investigator from the OCC for every district stations' community meetings. The Commission also suggested a comprehensive document about what the OCC's plans are in terms of outreach.

Commissioner Sparks suggested proposing a budget for the OCC that will fulfill the OCC's Charter mandate.

PUBLIC COMMENT

None

COMMISSION REPORTS

- **Commission President's Report**
- **Commissioners' Reports**
- **Presentation of the Police Commission's bi-monthly report of Closed Session Disciplinary Actions (Veronese Resolution)**
- **Presentation of the Quarterly Report by the Department and the Office of Citizen Complaints regarding Police Proposals (Sparks Resolution)**

Ms. Samara Marion, OCC, and Captain Gonzalez presented the Quarterly Report regarding Policy Proposals.

Commissioner Lee asked about outreach in regards to the Language General Order. She also would like a joint meeting with the Youth Commission and Juvenile Probation Commission.

Commissioner Campos asked why the general orders are not online.

Commissioner Sparks asked about DGO 3.16 and 8.09 in regards to media relations. Captain Gonzalez stated that the Department is working with the City Attorney in regards to the DGOs and hopefully by the next report they will be adopted. Commissioner Sparks also asked about 8.11 and 8.12 in regards to in-custody deaths.

PUBLIC COMMENT

David Pilpell asked for more staffing for the city attorney's office in regards to help for the public protection unit.

Sylvia Johnson discussed concerns.

DISCUSSION AND POSSIBLE ACTION TO SET THE LOCATIONS OF FUTURE DISTRICT COMMISSION MEETINGS

Put over one week. Commissioner Sparks stated that she is thinking about having one of the district meetings at the POA so that off-duty officers may attend.

DISCUSSION RE: COMMISSION STAFFING

Put over one week.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

b. Scheduling of items identified for consideration at future Commission meetings

- **Discussion re: The Commission's Priority List**
  (Put over one week.)

Commissioner Veronese would like to discuss Prop B or the Drop Program. Commissioner Veronese would also asked about taxi zone on Broadway.

Lieutenant Reilly announced that the Commission will meet in the Richmond District on the 30th of January at Roosevelt Middle School, 460 Arguello Street.

ADJOURNMENT

Motion by Commissioner Campos, second by Commissioner Veronese. Approved 5-0.

Thereafter, the meeting was adjourned at 9:45 p.m.

Lieutenant Joe Reilly
Secretary
San Francisco Police Commission

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Commissioner

DAVID CAMPOS
Commissioner

PETRA DeJESUS
Commissioner

YVONNE Y. LEE
Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JANUARY 23, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

SF
P45
#1
1/23/08
c.2

Roll Call; Pledge of Allegiance

1. Adoption of Minutes
   - Meeting of January 9, 2008

2. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

3. **Reports to the Commission** (DISCUSSION ONLY)
   a. Chief's Report
   - Update on significant policing efforts by Department members
   - 2007 Homicide Overview
   - Discussion re: The SFPD's Firearm Tracing Practices

   b. OCC Director's Report
   - Review of Recent Activities

   c. Commission Reports
   - Commission President's Report
   - Commissioners' Reports

4. Discussion re: The Department's participation in implementation of civil gang injunctions (DISCUSSION ONLY)

5. Discussion re: Commission Staffing (DISCUSSION ONLY)

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The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

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REGULAR MEETING
WEDNESDAY, JANUARY 23, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

6. Discussion re: The Commission's Priorities and items identified for future Commission meetings (DISCUSSION ONLY)

7. **Routine Administrative Business** (DISCUSSION & POSSIBLE ACTION)
   a. Commission Announcements
   b. Discussion and possible action to set the locations of future District Commission Meetings

8. **Adjournment** (ACTION ITEM)

*** **SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667**

PLEASE NOTE: The Police Commission will be holding a Special Meeting this month at a location other than City Hall.

1. The Commission will hold its Community Meeting in the Richmond District, at Roosevelt Middle School, 460 Arguello Street, San Francisco, at 6:00 p.m., on Wednesday, January 30, 2008, to hear comments from the public and Richmond Station Captain Anthony Fotinos concerning public protections issues in the Richmond District.

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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(Chapter 67 of the San Francisco Administrative Code)

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Accessible MUNI lines serving this location is: 49 Van Ness/Mission
47 Van Ness, 5 Fulton, 31 Balboa
For information about MUNI service call 923 6142

The closest BART Station is: Civic Center

Accessible parking _____

For information about the meeting call 553-1667 **(v) or** 553-9194 **(tty)**

JANUARY 23, 2008 **REGULAR MEETING**

The Police Commissioner of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:55 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Veronese, Campos, DeJesus, Lee, Mazzucco

(Commissioner Veronese arrived at 9:40 p.m. Commissioner Campos was excused at 8:30 p.m. Commissioner Lee was excused at 8:42 p.m.)

ADOPTION OF MINUTES

- **Meeting of January 9, 2008**

Motion by Commissioner Mazzucco, second by Commissioner Marshall. Approved 6-0.

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#2
1/23/08

PUBLIC COMMENT

Jeanette Berger discussed concerns regarding getting into the building.

Barry Tarranto, cab driver, thanked Commander Cashman and Lieutenant Greely for listening to his concerns. He also discussed concerns about actions of an officer.

REPORTS TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**
- **2007 Homicide Overview**
- **Discussion re: The SFPD's Firearm Tracing Practices**

Commissioner Sparks talked about the legislative analyst's report in regards to firearm tracing. Chief Fong acknowledged Deputy Chief Tabak and Captain Hennessey for their help with the legislative analyst's report. Chief Fong also introduced Inspector Camilleri and Dr. Sidney Holt from the Crime Scene Investigations Unit.

Inspector Camilleri presented the report in regards to the SFPD's Firearm Tracing Practices.

Commissioner Sparks asked what is the percentage of guns traced back to its origin. Inspector Camilleri stated that 60 percent is a successfully traced. Commissioner Sparks asked what does the Department see as a result of this tracing program. Inspector Camilleri stated information from the trace is used by the ATF and the investigators in the Investigations Bureau.

Commissioner Campos asked if the inspector has seen a trend in terms of firearms traced. Inspector Camilleri stated that there's been no spike in the numbers of firearms recovered in San Francisco but the number of assault weapons seized has declined.

Commissioner Mazzucco stated that gun tracing does work and talked about a case where an individual was identified and taken into custody for selling firearms to gang members..

PUBLIC COMMENT

None

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DISCUSSION RE: THE DEPARTMENT'S PARTICIPATION IN IMPLEMENTATION OF CIVIL GANG INJUNCTIONS

Taken out of order.

Commissioner DeJesus explained that she wanted this on the agenda so that the public's perception that it is being used selectively against certain members of the public or that it is being used vindictively can be put to rest.

Deputy Chief Shinn presented the report regarding the Department's participation in implementation of civil gang injunctions. Chief Shinn introduced Lt. Ferrando of the Gang Task Force Unit.

Commissioner Sparks asked how many injunctions have occurred. Chief Shinn stated that there have been two permanent injunctions filed and one preliminary that has been filed. Chief Shinn stated that these are geographical injunctions.

Lt. Ferrando gave the Commission copies of the gang member validation criteria followed by the Department. Lieutenant Ferrando stated that the District Attorney's Office make a determination on the validation. Lt. Ferrando went on with his presentation about injunctions. He stated that 20 members of the Oakdale Mob, 30 in the Western Addition, and 43 in the Mission.

Commissioner Campos asked what process the Department uses internally that its making the right call before information is sent to the City Attorney's Office. Lieutenant Ferrando stated that the Department gives the City Attorney boxes of documentation in the form of victim/police reports, inter-departmental memos, and photographs taken of these gang members.

Commissioner Lee asked who are the committees or groups that decide that an individual is a gang member. Lt. Ferrando stated that the Gang Task Force, after all the input comes from different agencies and then it goes through the City Attorney's criteria.

Commissioner DeJesus asked about confidential information. Lt. Ferrando stated that no confidential records are released and only the Department reviews the records.

Commissioner Mazzucco asked Officer Broberg what is the typical information provided, as a gang expert, to the City Attorney's Office that is used towards reaching gang injunctions. Officer Broberg stated that it is basically the information that is available to them during the course of their investigations.

Deputy Chief Shinn stated that there are constant reviews that are done. There are numerous documents that are reviewed but the ultimate decision making is the Court and also the review of the City Attorney and the District Attorney's office.

Deputy City Attorney Alex Sy stated that their intent is not to justify what they are doing. He stated that everyone tends to benefit in having a thoughtful thorough process that withstand legal challenge. He thanked the Department for helping the City Attorney's Office. He went on to explain the process that is taken in the City Attorney's Office.

Public Defender Jeff Adachi discussed concerns about the process and stated that there should be a process to opt out. He also requested that statistics be monitored to determine if injunctions deter gang-related violence. He also suggested that be a collaborative effort between the Police Department and

community-based organizations on gang intervention.

Commissioner DeJesus asked about injunctions in the Mission District. Mr. Adachi stated that 80 percent lived in San Francisco and 20 percent lived outside of the city and a small percentage lived in the injunction zone.

City Attorney Dennis Herrera commended Lt. Ferrando and Officer Broberg for working with the City Attorney's Office. City Attorney Herrera explained the process that the City Attorney's Office takes in gang injunctions. Mr. Herrera explained the judicial review and the opt out process. He also stated that the gang injunctions is working in the Oakdale. He also stated that he agrees with keeping and monitoring statistics.

PUBLIC COMMENT

Thelma Johnson discussed concerns.
Unidentified discussed concerns regarding police gangs.
Barbara Growth expressed support for the Police Department.

a. <u>Chief's Report</u> (continued)
- 2007 Homicide Overview

Lieutenant John Murphy, Homicide, presented the 2007 Homicide Overview report.

Commissioner Sparks asked about the impact of putting Narcotics officers and Gang Task Force officers back on uniform.

Assistant Chief Lynch addressed the Commission in regards to strategies planned for violence reduction.

b. <u>OCC Director's Report</u>
- Review of Recent Activities

Director Joyce Hicks reported on hiring efforts and stated that there are 10 staff vacancies, 5 investigator's positions that are vacant but only three will be filled because of possible layoffs as a result of budget cuts. There is also two clerical positions to be filled, a chief investigator position, and two attorney positions. Director Hicks announced that Ms. Jean Field has accepted a position at the Habeas Corpus Resource Center. Director Hicks also reported on the outreach plan.

Commissioner Sparks stated that Ms. Field living the OCC will be a great loss for the Commission and the OCC. Commissioner Sparks commended Ms. Field for her dedication to the OCC and to the Commission.

Commissioner Marshall asked about a reply to the Controller's Audit. Director Hicks stated that she is working with staff, learning about the organization and stated that March or April for the annual report.

Commissioner Mazzucco thanked Ms. Field for her work at the OCC and for practicing law from the heart.

Ms. Jean Field addressed the Commission.

PUBLIC COMMENT

Thelma Johnson discussed concerns

<u>DISCUSSION RE: COMMISSION STAFFING</u>

Commissioner Sparks stated that she met with Director Alice Villagomez and discussed the promotion of Lieutenant Reilly and possible transfer. Commissioner Sparks asked the Commissioners to think about having a civilian executive director and a crime analyst to work with the Commission. Commissioner Sparks also stated that in addition to an executive director to continue to have a uniformed officer to serve as liaison between the Commission and the Department and also be liaison to the patrol specials. She asked that the Commissioners think about her suggestions for additional staffing and/or to keep staffing as it is now.

PUBLIC COMMENT

None

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

b. Discussion and possible action to set the locations of future District Commission Meetings

Taken out of order

Future District Commission Meetings:

February - Bayview
March - Southern - around Ballpark area
April - Central - around Fisherman's Wharf

Lieutenant Reilly announced that next District Meeting will be held on the 30th of January in the Richmond District, Roosevelt Middle School, 460 Arguello Street, at 6:00 p.m.

DISCUSSION RE: THE COMMISSION'S PRIORITIES AND ITEMS IDENTIFIED FOR FUTURE COMMISSION MEETINGS

Commissioner Lee would like a discussion about domestic violence-related homicides.

Priority List will be recalendared in the next couple of weeks for discussion.

PUBLIC COMMENT

Thelma Johnson discussed concerns.

ADJOURNMENT

Motion by Commissioner Veronese, second by Commissioner DeJesus. Approved 5-0.

Thereafter, the meeting was adjourned at 10:01 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JANUARY 30, 2008
5:30 p.m.

ROOSEVELT MIDDLE SCHOOL
460 Arguello Street
San Francisco, California

(CLOSED SESSION - 5:30 p.m.)
Roll Call.

1. Public Comment on all matters pertaining to Closed Session.

2. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

3. Closed Session

   a. Pursuant to Government Code Section 54957(b)(1) and San Francisco Administrative Code Section 67.10(b) and Penal Code 832.7: (DISCUSSION ONLY)
   PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police

(Reconvene to OPEN SESSION - 6:00 p.m.)

Roll Call; Pledge of Allegiance

4. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

5. Adoption of Minutes
   - Meeting of January 16, 2008

6. **Reports to the Commission** (DISCUSSION ONLY)
   a. Chief's Report
   - Update on significant policing efforts by Department members

   b. OCC Director's Report
   - Review of Recent Activities

   c. Commission Reports
   - Commission President's Report
   - Commissioners' Reports

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JANUARY 30, 2008
6:00 p.m.

ROOSEVELT MIDDLE SCHOOL
460 Arguello Street
San Francisco, California

7. Captain Anthony Fotinos, Commanding Officer of Richmond Station, to address the Commission on Police Activities in the Richmond District (DISCUSSION ONLY)

8. **Public Comment**
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9. **Routine Administrative Business** (DISCUSSION & POSSIBLE ACTION)
   a. Commission Announcements
      - Assignment of disciplinary charges filed in Case No. C07-179 ALW to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner
      - Assignment of disciplinary charges filed in Case No. C08-014 JWF to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner

10. **Adjournment** (ACTION ITEM)

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, FEBRUARY 6, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

Roll Call; Pledge of Allegiance

1. Adoption of Minutes
   - Meeting of January 23, 2008

2. **Public Comment**
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3. **Reports to the Commission** (DISCUSSION ONLY)
   a. Chief's Report
   - Update on significant policing efforts by Department members
   - Department's Budget Update

   b. OCC Director's Report
   - Review of Recent Activities
   - OCC's Budget Update

   c. Commission Reports
   - Commission President's Report
   - Commissioners' Reports
   - Status of Commission's current budget

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4. Hearing and discussion regarding the current status of the Community Safety Camera Project. (DISCUSSION ONLY)

5. Discussion re: Commission Staffing (DISCUSSION ONLY)

6. Discussion re: The Commission's Priorities and items identified for future Commission meetings (DISCUSSION ONLY)

7. **Routine Administrative Business** (DISCUSSION & POSSIBLE ACTION)
   a. Commission Announcements

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, FEBRUARY 6, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

(Closed Session)
Roll Call.

8. Public Comment on all matters pertaining to Closed Session.

9. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

10. Closed Session (DISCUSSION ONLY)

    a. Pursuant to Government Code section 54956.9 and San Francisco Administrative Code Section 67.10(d):
    CONFERENCE WITH LEGAL COUNSEL - Anticipated Litigation
    City as Defendant (Number of potential cases: 1)

    b. Pursuant to Government Code Section 54957(b)(1) and San Francisco Administrative Code Section 67.10(b) and Penal Code 832.7:
    PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police

    c. Pursuant to Government Code Section 54957(b)(1) and San Francisco Administrative Code Section 67.10(b) and Penal Code 832.7:
    PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police
    Review of findings and decision to return officer to duty following officer involved shooting (OIS Case No. 08-001).

(Open Session)

11. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

12. **Adjournment** (ACTION ITEM)

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SAN FRANCISCO POLICE COMMISSION AGENDA

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FEBRUARY 6, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:48 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Veronese, Campos, DeJesus, Lee, Mazzucco

(Commissioner Marshall arrived at 5:52 p.m. Commissioner DeJesus arrived at 6:15 p.m. Commissioner Lee was excused at 7:30 p.m.)

ADOPTION OF MINUTES

- **Meeting of January 23, 2008**

Motion by Commissioner Marshall, second by Commissioner Lee. Approved 7-0.

PUBLIC COMMENT

Barry Tarranto, cab driver, thanked Officers O'Leary and Cruz for arrest of an illegal taxi cab.

HEARING AND DISCUSSION REGARDING THE CURRENT STATUS OF THE COMMUNITY SAFETY CAMERA PROJECT

Taken out of order.

Commissioner Sparks explained that she put this item on the agenda because there appear to be some technical issues with the program.

Mr. Ed Lee, City Administrator, explained that the delay in the report to the Board and the Commission was delayed due to different date of the ordinance and the installation of the cameras. Mr. Lee stated that he went by the date of the installation of the cameras and stated that the UC Berkeley Center of Technology is assisting them to understand the efficacy and the effectiveness of the cameras by helping them look at all the crime data in and around the cameras and stated that he anticipates that report will come out March 20th which will be a full year since the cameras were installed and in action.

Commissioner Sparks stated that the first issue that was brought up last week was the issue of the frame speed; (2) was the ability to store data once collected; and (3) the report on the pilot program but is the analysis only on the cameras placed subsequent to the ordinance or on all cameras. Mr. Lee stated it will be on all the cameras. Commissioner Sparks also discussed confidentiality of the data and that during all first amendment activities that the cameras be turned off. Commissioner Sparks expressed concern regarding the Chronicle article and that an entire hour of the film is on the Chronicle website.

Mr. Lee stated that he is very sure that every protective step, from the Department of Emergency Management, to DTIS, to the Police Department have all been followed in protecting the footage. Mr. Lee stated that how the Chronicle obtained a copy is a question except that there is one area where evidence has to be given up and that is pursuant to court order. He stated that whoever got a hold of the footage, it was done pursuant to court order.

Mr. Lee introduced Mr. Richard Robinson, Chief Operations Officer DTIS, to respond to the technical question of frame speed.

Mr. Robinson gave a brief overview on the cameras and the

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involvement of DTIS. Mr. Robinson explained that this is a pilot program. He stated that they have deployed 74 cameras in 25 locations and in that 74 cameras, some of those are replacement cameras. Mr. Robinson stated that to address the Chronicle article, he stated that the cameras in question were installed before the ordinances came into place and that these cameras, they knew that there were some issues with the band but they were put on as a matter of expedience. He stated that when they met with the Chronicle, they had showed them that they had actually replaced that wifi connection to a higher bandwidth.

Commissioner Sparks asked if the 74 cameras are checked to see how they are working. Mr. Robinson stated that DTIS is just the technical custodian and that since this is a pilot program, a lot of this is learning and fine-tuning the system and figuring out what is the optimal way to deploy it.

Commissioner Campos asked as how the study that was supposed to be done is not done and expressed concern as to why the study is not done. Mr. Lee stated that he will take responsibility in that and that he looked at what kind of data will be studied and turned to UC Berkeley to help with the study and that they had agreed at that time to have a full year's worth of data in order to study and to present properly the efficacy of the cameras. He stated that it was not their intent to delay the study and he wanted to make sure that the study was done by experts that the city does not have. Mr. Lee also stated that it would not be of great service to turn the cameras off before having the report before the Commission because with outside expertise help, they can identify those factors that are contributing to the successes or non-successes of the cameras.

Commissioner Campos asked how the Chronicle obtained film footage. Mr. Lee explained that he has interviewed everyone in the chain of command on any release of information pursuant to either Sunshine, Freedom of Information, and others and there is no knowledge from anyone in the city that it was released outside of a court order which is the only way beyond the Police Department's use for investigative purposed could have obtained that.

Commissioner Campos stated that he would like to put this item as an action item so that it can be discussed further.

Commissioner Sparks asked if there is one agency who can take the responsibility for the whole program, from beginning to end. Judge Kevin Ryan, MOCJ, stated that he will discuss that issue with Mr. Lee tomorrow because there are a number of agencies involved. He further discussed the loopholes in the ordinance.

Commissioner Veronese asked about the costs of cameras. Mr. Robinson stated that on average, the cameras run about $16,000 per camera which include maintenance. Commissioner Veronese stated that the end users of the product should be asked if it is working. He stated that it should be the Department or the District Attorney's Office who should be asked because they are the ones who can answer if the cameras are solving crimes of not.

Chief Fong stated that there has been two incidents where footage has been pulled and used effectively. She stated that the Department has pulled 78 different footage to look and see whether there were something useful. Lt. Ferrando explained that the Department has pulled footage 78 times and two times it has actually helped one with homicide and one with Gang Task Force. He further explained that although the images hasn't always been as clear as they would like it to be, it has cut down on a lot of man power and investigative hours and it has cut down of crime scene and stated that it has been a good investigative tool.

Commissioner Sparks asked if the cameras are doing what is intended to do as far as providing useful information to help solve crimes. Lt. Ferrando stated that it is providing useful information but a system can always be better.

Commissioner Veronese asked the Lieutenant as to what the system needs to be useful. Lieutenant Ferrando stated that perfect pictures would be useful.

Commissioner Lee stated that she hopes that the report will include feedback from the community and in terms of turning off the cameras during events or first amendment events, then maybe the cameras' focus can be redirected and focused somewhere else. Mr. Lee stated that they are recommending a process in which the Police Department can communicate directly with the Telecommunications/Technology Department for permitted, pre-planned events so that cameras will be turned off on all known events.

Commissioner Mazzucco stated that part of the end users are the juries in San Francisco and the expectation is clear footage. If the goal is to capture violent crimes, then the camera should work. Commissioner Mazzucco also stated that with reference to the discoverability of the tapes, there are loop holes and he suggested that there be a protective order in terms of the discoverability of the tapes.

Commissioner DeJesus expressed concern that the cameras were not turned off duty during demonstrations. She also asked that the legislation be amended in order to protect the information so that there is a protective order and also to turn off cameras around areas of demonstrations.

Commissioner Sparks asked why results from the 2005 cameras reported on. Mr. Lee stated that the study will begin with higher crime areas but will also look at functions of the other cameras.

Commissioner Campos asked if there is anything else the Commission can do about creating safeguards in regards to the loophole about releasing of the footage without a court order. Mr. Lee stated that he can request, on behalf of the Mayor, his office, and the Commission, the DEM not issue any copies of any sort without being assured that not only a court order but a protective order as a condition of that release.

Judge Ryan stated that there is a legislation that is being introduced by Supervisor Sandoval that is actually going the other way as far as who gets discovery and how it is maintained. Judge Ryan stated this legislation will allow criminal defense attorneys access to the material in a fashion that it's easier for them to get than the Police Department. He stated that that is on next Tuesday. Judge Ryan stated that his whole thought is to somehow get this to the criminal justice system and under the criminal discovery rules that apply in criminal cases because there are tested rules in place that protect witnesses and victims. Judge Ryan stated that there should be a way to get this issue into the criminal justice system and have the District Attorney's Office and the Public Defender's Office talking to the courts about how the information is going to be discovered and under what circumstances and what the rules and procedures are going to be for violations on either side.

Commissioner Campos asked about the study. Mr. Lee stated that part of the study is to look at what other things are happening that may contribute to the crime data going up or down and they want to compare that with the full schedule of foot patrols, to any increase lighting that may have occurred prior to the camera being there and compare that to that statistic and that condition and other significant environmental conditions that may have contributed to the statistics being what they might be. Mr. Lee also stated that community input will be placed on Phase Two of the study.

PUBLIC COMMENT

Steve Currier, President Outer Mission Association, discussed concerns regarding release of footage to the Chronicle. He also stated that the cameras on Mission and Geneva are working and that the community around Mission and Silver wants cameras installed and stated that the community is very happy with the cameras.

Selma Johnson discussed concerns.

Unidentified stated that it is a great idea to have cameras.

Commissioner Sparks stated that the Commission needs to make sure that if this system is in place that it is effective and helping solve crime because the Department needs every tool to help reduce homicides and violent crimes in the city.

ADOPTION OF MINUTES

- **Meeting of January 23, 2008**

Motion by Commissioner Marshall, second by Commissioner Lee. Approved 7-0.

REPORTS TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**
- **Department's Budget Update**

Chief Fong introduced Mr. Bukowski, Fiscal, to present the Department's budget update.

Mr. Bukowski presented the budget update.

Commissioner Campos stated that the Department should have a facilities plan and that it be presented to the Commission.

Commissioner Sparks asked about a new Hall of Justice. Chief Fong stated that it is a long term plan and have had discussions with tenants in the Hall of Justice and are putting specific space needs in place, calculating approximate costs and the goal is to put a bond measure on the general ballot.

Commissioner Sparks asked about the EIS system. Mr. Bukowski stated that there is a contract for the system that is included for the budget next year and there are two civilian positions requested for the EIS Unit. Mr. Bukowski stated that he will follow up with Mr. Rinkel as far as IT needs for the Department.

Commissioner Sparks asked about the 10B program. Mr. Bukowski stated that 10B is a self contained program that is based on the actual overtime cost worked for each specific project and that outside entity is billed for the actual cost salary and fringe related to the officer's overtime cost plus administrative fee which goes back into the department's budget general fund.

Commissioner Sparks asked if there is additional funds that can be earmarked to help reduce violence and homicides in the city. The Chief stated that yes that there is funding earmarked for violence reduction.

Commissioner Campos requested that Mr. Bukowski identify specific changes on the budget to address the issue of rising homicides and how that is reflected in the budget.

Chief Fong highlighted some great work by officers. Chief Fong also

announced the graduation of the 217th recruit class. Chief Fong also talked about the Drop Program.

Chief Fong also stated that in terms of turning off the cameras during demonstrations it can be done absent change to legislation. She stated that in every permitted event, there is an operations order and notifications made and the Chief stated that the person who needs to be contacted so that cameras will be turned off will be notified and that she will make sure that it is included in the operations order.

Commissioner Sparks asked the Chief to talk about a planned retreat for the command staff. Chief Fong stated that the command staff have been discussion violence and how it can be addressed and have already discussed strategies and stated that the goal is to make sure that everyone is aware of their responsibilities and that she wants to bring everyone together so that everyone is aware of their responsibilities.

Assistant Chief Lynch stated that they have been working together with all the bureaus to come up with different strategies to address homicides. Chief Lynch also stated that with the help of PERF, there will be a strategic planning meeting to get all the officers and key managers in the department to put ideas together so that the Department has a comprehensive plan in place even before the PERF study is done.

Commissioner Sparks asked that the Commission be briefed after the planning is done. Commissioner Sparks also asked that Judge Ryan, MOCJ, be invited back to discuss citywide strategies. Commissioner Sparks also asked if Commissioner Marshall can be part of the strategy meetings.

b. OCC Director's Report
- Review of Recent Activities
- OCC's Budget Update

OCC budget put over for one week.

Director Hicks talked about the OCC's community outreach plan. Director Hicks also discussed personnel vacancies and stated that she is working with the Department of Human Resources to bring two prosecuting attorneys in quickly.

c. Commission Reports
- Commission President's Report
- Commissioners' Report
- Status of Commission's current budget

Commissioner Sparks reported that she attended the steering committee for PERF and talked about the foot patrols and boundary studies and attended the meeting of community panel which will be reviewing the PERF recommendations.

Commissioner Marshall discussed a meeting with Judge Ryan in regards to Violence Prevention Activities, Call In Program.

PUBLIC COMMENT

Sylvia Johnson discussed concerns.

Unidentified discussed concerns in regards to violence and actions by police.

DISCUSSION RE: COMMISSION STAFFING

Commissioner Sparks discussed the Commission budget.

Commissioner Sparks discussed the need for hearing officers. Commissioner Sparks also discussed meetings that need to be attended by Commissioners that are not attended. Commissioner Sparks asked that an executive director be added in addition to an administrative law judge. Commissioner Sparks asked that the Commission's budget be approximately $735,000 and asked that the Department's budget be amended to reflect these changes. Commissioner Sparks also stated that the Commission Secretary will still be a uniformed officer who will continue to be liaison with the Department and also stated that she has discussed with the Chief as to whether the liaison to the Patrol Specials be included in the job description of Commission Secretary.

Commissioner Campos stated that resources need to be in place to move the disciplinary process and also asked for another clerical personnel.

Commissioner Marshall asked that hearing officers is a must and also a director is very important.

PUBLIC COMMENT
None

DISCUSSION RE: THE COMMISSION'S PRIORITIES AND ITEMS IDENTIFIED FOR FUTURE COMMISSION MEETINGS

Continued at a future meeting.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

None

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

Sylvia Johnson discussed concerns.

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Campos, second by Commissioner Mazzucco. Approved 5-0.

CLOSED SESSION

a. CONFERENCE WITH LEGAL COUNSEL - Anticipated Litigation
City as Defendant (Number of potential cases: 1)

b. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police

c. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police; Review of findings and decision to return officer to duty following officer involved shooting (OIS Case No. 08-001)

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Veronese, second by Commissioner Campos for non disclosure. Approved 5-0.

ADJOURNMENT

Motion by Commissioner Veronese, second by Commissioner Campos. Approved 5-0.

Thereafter, the meeting was adjourned at 11:37 p.m.

_____

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

THERESA SPARKS
President

DR. JOE MARSHALL
Vice President

JOE ALIOTO VERONESE
Commissioner

DAVID CAMPOS
Commissioner

PETRA DeJESUS
Commissioner

YVONNE Y. LEE
Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, FEBRUARY 13, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

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P45
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c.2

Roll Call; Pledge of Allegiance

1. **Public Comment**
(Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

2. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
      - Department's Budget Update
   b. **OCC Director's Report**
      - Review of Recent Activities
      - OCC's Budget Update
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports
      - Status of Commission's current budget

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3. Discussion and possible action to adopt a resolution requesting the Controller's Office to review the status of the Department's efforts to civilianize (ACTION ITEM)

4. **Routine Administrative Business** (DISCUSSION & POSSIBLE ACTION)
   a. Commission Announcements

(Closed Session)
Roll Call.

5. Public Comment on all matters pertaining to Closed Session.

6. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

The Police Commission

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Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, FEBRUARY 13, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

7. Closed Session

   a. Pursuant to Government Code section 54957 and San Francisco Administrative Code Section 67.10(b) and Penal Code Section 832.7:
   PERSONNEL EXCEPTION: Discussion and possible action to accept stipulated disposition in the matter of Case No. C07-106 ALW (ACTION ITEM)

8. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

9. **Adjournment** (ACTION ITEM)

*** **SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667**

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

The Commission will hear public comment on all agenda items before or during discussion of the item. Public comment is limited to three minutes, unless the Commission President sets a different time limit as provided in the Commission's Rules (Administrative Code 67.15(c)).

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

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The closest BART Station is: Civic Center

Accessible parking _____

For information about the meeting call 553-1667 **(v) or** 553-9194 **(tty)**

FEBRUARY 13, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:47 p.m. in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco, Veronese

(Commissioner Lee arrived at 6:26 p.m. Commissioner DeJesus arrived at 6:51 p.m. Commissioner Veronese arrived at 6:58 p.m.)

PUBLIC COMMENT

Unidentified discussed concerns about cars parked on sidewalk and complained about actions of police.

Melissa Nix, girlfriend of homicide victim, discussed concerns regarding homicide investigations and turned in a petition. She also discussed concerns regarding no response from the Homicide Unit.

Unidentified discussed concerns regarding what is not being done about homicide investigations.

Barbara Growth discussed concerns regarding staffing.

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DISCUSSION AND POSSIBLE ACTION TO ADOPT A RESOLUTION REQUESTING THE CONTROLLER'S OFFICE TO REVIEW THE STATUS OF THE DEPARTMENT'S EFFORTS TO CIVILIANIZE

Taken out of order.

Commissioner Campos explained the resolution in regards to civilianization.

PUBLIC COMMENT

Frank Martin Del Campo, SEIU, thanked Commissioner Campos for putting this item on the agenda and asked that the resolution be passed.

Buck Bagget, Bernal Heights, would like to see more officers on the streets.

Kimberly, Bernal Heights Neighborhood Center, expressed support for the resolution.

John Perry, Bernal Heights, supports the resolution and supports civilianization.

Commissioner Mazzucco expressed support for the resolution asking the Controller's Office to review the civilianization status of the department.

Commissioner Marshall asked if the information is available from the Department. Assistant Chief Lynch stated that the Department is in line with the charter amendment and stated that information can be provided by the Department.

Commissioner Campos stated that what this resolution does is that it acknowledges that the Department is already taking steps to civilianized but it also calls for a third party to provide an independent analysis if the efforts that have been undertaken is consistent with best practice.

Commissioner Sparks stated that the Controller's Office is currently involved in three studies for the Department. Commissioner Sparks also expressed her support for the resolution.

Commissioner Marshall stated that if this resolution is passed, he would also request that the Department to turn in a report in order to compare the two.

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Commissioner Campos asked that the word "is" be changed to "it" in the second to the last paragraph of the resolution.

Motion by Commissioner Campos, second by Commissioner Marshall to approve the resolution. Approved 5-0.

Commissioner Sparks asked that a letter be sent to the Controller's Office asking them to move forward on this resolution.

REPORTS TO THE COMMISSION

a. Chief's Report
- Update on significant policing efforts by Department members
- Department's Budget Update

Assistant Chief Lynch, for Chief Fong, highlighted some of the good work by the men and women of the Department.

b. OCC DIRECTOR'S REPORT
- Review of Recent Activities
- OCC's Budget Update

Director Hicks presented the OCC's proposed and augmented budget for the fiscal year 2008/2009.

Commissioner Sparks asked for support from the POA and the Department and asked the POA and the Department to accompany the Commission when the budget is presented to the Mayor to say that this is what is needed to support the uniformed officers and members of the Department so that they can effectively perform their jobs.

PUBLIC COMMENT
None

a. Chief's Report
- Department's Budget Update

Director Ken Bukowski, Chief Financial Officer, presented the Department's budget and highlighted some of the changes made from last week's discussions. He also discussed the upcoming budget process.

Commissioner Veronese asked about a more environmentally friendly vehicles for the Department.

Commissioner Sparks asked about the force options training simulator. Mr. Bukowski stated that the Department are looking at ways to try and replace it in the current budget through other funding sources and he hopes to replace it this fiscal year and if not, it must be replaced this coming year.

PUBLIC COMMENT
None

Commissioner Sparks asked about recruits leaving the class. Deputy Chief Keohane stated that there is a total of 52 recruits that started on Monday. One had resigned and three other resigned due to family reasons but the Department did have replacements ready to fill the 52 seats.

c. Commission Reports
- Commission President's Report
- Commissioners' Reports
- Status of Commission's current budget

Commissioner Sparks reported that Commissioner Marshall and herself met with Judge Ryan, MOCJ, Director of DTIS, the Assistant Chief, Mr. Ed Lee, a representative from the Department of Emergency Services to talk about safety cameras. Commissioner Sparks also talked about Supervisor Sandoval's resolution and stated that she will write a letter to the Board of Supervisors asking them to continue this item until March 20th. Commissioner Sparks also would like a copy of the revised Sandoval resolution.

Commissioner Campos announced that last weekend, Commissioner Sparks was honored by the Equality California in recognition for her role in the City and County of San Francisco and congratulated Commissioner Sparks.

Commissioner Marshall added that this was an national award and a significant award.

ROUTINE ADMINISTRATIVE BUSINESS

- **Commission Announcements**

Lieutenant Reilly announced that the Commission will meet in the Bayview District on the 27th of February, at the Bayview Opera House, 4705 Third Street.

Commissioner Mazzucco asked for prayers for Inspector Kevin Cleary for a speedy recovery.

PUBLIC COMMENT

None

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner Campos to hold Closed Session. Approved 7-0.

CLOSED SESSION

a. **PERSONNEL EXCEPTION: Discussion and possible action to accept stipulated disposition in the matter of Case No. C07-106 ALW**

Motion by Commissioner Campos, second by Commissioner DeJesus to recuse Commissioner Mazzucco. Approved 6-0.

Move for one week extension.

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Campos, second by Commissioner Veronese for non disclosure. Approved 7-0.

ADJOURNMENT

Motion by Commissioner Campos, second by Commissioner DeJesus. Approved 7-0.

Thereafter, the meeting was adjourned.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

THERESA SPARKS
President

DR. JOE MARSHALL
Vice President

JOE ALIOTO VERONESE
Commissioner

DAVID CAMPOS
Commissioner

PETRA DeJESUS
Commissioner

YVONNE Y. LEE
Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

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#1
2/20/08
c.2

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, FEBRUARY 20, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

Roll Call; Pledge of Allegiance

1. **Approval of the Minutes**
   - For the meeting of January 30, 2008

2. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

3. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
      - Update on Tenants' Rights Training
   b. **OCC Director's Report**
      - Review of Recent Activities
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports

4. Discussion and possible action to approve the San Francisco Police Department's budget for fiscal year 2008/2009 (ACTION ITEM)

5. Discussion and possible action to approve the Office of Citizen Complaints' budget for fiscal year 2008/2009 (ACTION ITEM)

6. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements

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The Police Commission

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Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, FEBRUARY 20, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

(Closed Session)
Roll Call.

7. Public Comment on all matters pertaining to Closed Session.

8. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

9. Closed Session

   a. Pursuant to Government Code section 54957 and San Francisco Administrative Code Section 67.10(b) and Penal Code Section 832.7:
   PERSONNEL EXCEPTION: Discussion and possible action to accept stipulated disposition in the matter of Case No. C07-106 ALW (ACTION ITEM)

   b. Pursuant to Government Code section 54957 and San Francisco Administrative Code Section 67.10(b) and Penal Code Section 832.7:
   PERSONNEL EXCEPTION: Status and calendaring of pending disciplinary matters (DISCUSSION ONLY)

10. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

11. **Adjournment** (ACTION ITEM)

*** **SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667**

PLEASE NOTE: The Police Commission will be holding a Special Meeting this month at a location other than City Hall.

1. The Commission will hold its Community Meeting in the Bayview District, at The Bayview Opera House, 4705 Third Street, San Francisco, at 6:00 p.m., on Wednesday, February 27, 2008, to hear comments from the public and Bayview Station Captain John Loftus concerning public protections issues in the Bayview District.

The Police Commission

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Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

The Commission will hear public comment on all agenda items before or during discussion of the item. Public comment is limited to three minutes, unless the Commission President sets a different time limit as provided in the Commission's Rules (Administrative Code 67.15(c)).

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

(Chapter 67 of the San Francisco Administrative Code)

Government's duty is to serve the public, reaching its decisions in full view of the public.

Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE OR TO REPORT VIOLATION OF THE ORDINANCE, CONTACT THE SUNSHINE ORDINANCE TASK FORCE: DONNA HALL, ADMINISTRATOR, CITY HALL, ROOM 244, #1 DR. CARLTON B. GOODLETT PLACE, SAN FRANCISCO, CA 94102-4689; OFFICE (415) 554-7744; E-MAIL: sotf@sfgov.org. COPIES OF THE SUNSHINE ORDINANCE CAN BE OBTAINED FROM THE CLERK OF THE SUNSHINE TASK FORCE, THE SAN FRANCISCO PUBLIC LIBRARY, AND ON THE CITY'S WEBSITE AT www.sfgov.org/sunshine.

Lobbyist Registration and Reporting Requirements
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PUBLIC MEETING/HEARING ACCESSIBILITY INFORMATION

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The proceeding will be held at: City Hall, Room 400, #1 Dr. Carlton B. Goodlett PLace

Accessible MUNI lines serving this location is: 49 Van Ness/Mission
47 Van Ness, 5 Fulton, 31 Balboa
For information about MUNI service call 923 6142

The closest BART Station is: Civic Center

Accessible parking _____

For information about the meeting call 553-1667 **(v) or** 553-9194 **(tty)**

FEBRUARY 20, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:33 p.m. , in a Regular Meeting.

PRESENT: Commissioners Marshall, Campos, Lee, Mazzucco, Veronese
ABSENT: Commissioners Sparks, DeJesus

(Commissioner Lee arrived at 5:42 p.m.)

APPROVAL OF THE MINUTES
- **For the meeting of January 30, 2008**

Motion by Commissioner Mazzucco, second by Commissioner Campos. Approved 4-0.

PUBLIC COMMENT

SF
P45
#2
2/20/08

Mr. Steve Johnson, POA, talked about a meeting that was cancelled in regards to sending civil suits to the OCC and asked that until the issue is resolved, that practice be discontinued until a resolution between the parties are made.

REPORT TO THE COMMISSION

a. Chief's Report
- **Update on significant policing efforts by Department members**
- **Update on Tenants' Rights Training**

Chief Fong highlighted some of the great work done by the men and women of the Department.

Captain Corriea, Academy, presented the update on tenants' rights training.

b. OCC Director's Report
- **Review of Recent Activities**

Director Hicks announced that tomorrow there will be press conference highlighting the Department General Order on Language Access.

Commissioner Lee asked if the Department has a master list of officers that speak different languages. Chief Fong stated that the list is kept at Staff Services.

c. Commission Reports
- **Commission President's Report**
- **Commissioners' Reports**

Commissioner Mazzucco commended officers who responded at the consulate and how the officers took care of the people that were evacuated.

PUBLIC COMMENT
None

DISCUSSION AND POSSIBLE ACTION TO APPROVE THE SAN FRANCISCO POLICE DEPARTMENT'S BUDGET FOR FISCAL YEAR 2008/2009

Motion by Commissioner Campos, second by Commissioner Mazzucco

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to approve the Department's Budget. Approved 5-0.

RESOLUTION NO. 6-08

APPROVAL OF THE SFPD BUDGET FOR FISCAL YEAR 2008-2009

RESOLVED that the Police Commission hereby approves the SFPD budget for fiscal year 2008-2009.

AYES: Commissioners Marshall, Campos, Lee, Mazzucco, Veronese
ABSENT: Commissioners Sparks, DeJesus

DISCUSSION AND POSSIBLE ACTION TO APPROVE THE OFFICE OF CITIZEN COMPLAINTS BUDGET FOR FISCAL YEAR 2008/2009

Motion by Commissioner Mazzucco, second by Commissioner Campos to approve the OCC's Budget. Approved 5-0.

RESOLUTION NO. 7-08

APPROVAL OF THE OCC BUDGET FOR FISCAL YEAR 2008-2009

RESOLVED that the Police Commission hereby approves the OCC budget for fiscal year 2008-2009.

AYES: Commissioners Marshall, Campos, Lee, Mazzucco, Veronese
ABSENT: Commissioners Sparks, DeJesus

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

Lieutenant Reilly announced that the Commission will meet in the Bayview District on February 27th, at the Bayview Opera House, 4705 Third Street, at 6:00 p.m.

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Campos, second by Commissioner Lee. Approved 5-0.

CLOSED SESSION

a. PERSONNEL EXCEPTION: Discussion and possible action to accept stipulated disposition in the matter of Case No. C07-106 ALW

b. PERSONNEL EXCEPTION: Status and calendaring of pending disciplinary matters

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Veronese, second by Commissioner Campos for non disclosure. Approved 5-0.

ADJOURNMENT

Motion by Commissioner Campos, second by Commissioner Veronese. Approved 5-0.

Thereafter, the meeting was adjourned at 7:05 p.m.

_____

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, FEBRUARY 27, 2008
6:00 p.m.

Bayview Opera House
4705 3rd Street at Newcomb Avenue
San Francisco, CA 94124

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Roll Call; Pledge of Allegiance

1. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
   b. **OCC Director's Report**
      - Review of Recent Activities
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports

2. Captain John Loftus, Commanding Officer of Bayview Station, to address the Commission on Police Activities in the Bayview District (DISCUSSION ONLY)

3. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

4. **Routine Administrative Business** (Discussion Only)
   a. Commission Announcements
   b. Items identified for consideration at future Commission Meetings

5. **Adjournment**

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SAN FRANCISCO POLICE COMMISSION COMMUNITY MEETING

Your Neighborhood Police Officers at Bayview Station

Invite you to attend a Community Meeting with the

San Francisco Police Commission

Wednesday, February 27, 2008
6:00 p.m.

Bayview Opera House
4705 Third St. at Newcomb Avenue

For more information please call the
Commission Office at 415 553-1667 or
Bayview Station at 415 671-2300

SAN FRANCISCO POLICE
PUBLIC MEETING/HEARING ACCESSIBILITY INFORMATION

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The proceeding will be held at: 4705 Third St., Bayview Opera House, (cross st. Newcomb)

Accessible MUNI lines serving this location is: T Line, Third St., 24 Divisadero
For information about MUNI service call 923 6142 or 311

The closest BART Station is: 24th and Mission

Accessible parking _____

For information about the meeting call 553-1667 **(v) or** 553-9194 **(tty)**

The Police Commission

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Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

The Commission will hear public comment on all agenda items before or during discussion of the item. Public comment is limited to three minutes, unless the Commission President sets a different time limit as provided in the Commission's Rules (Administrative Code 67.15(c)).

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(Chapter 67 of the San Francisco Administrative Code)

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FEBRUARY 27, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in the Bayview District, at the Bayview Opera House, 4705 3rd Street, San Francisco, at 6:08 p.m., in a Regular Meeting.

PRESENT: Commissioners Marshall, Lee, Mazzucco, Veronese
ABSENT: Commissioners Sparks, Campos, DeJesus

Commissioner Marshall welcomed the audience and thanked the Bayview Opera House for hosting tonight's meeting. Commissioner Marshall also asked the Commissioners to introduced themselves.

REPORTS TO THE COMMISSION

a. Chief's Report
- **Update on significant policing efforts by Department**

Chief Fong addressed the audience and introduced members of the command staff present. Present were Assistant Chief Lynch, Deputy Chief Tabak, Deputy Chief Keohane, Deputy Chief Shinn, Commander Harper, Commander Lindo, Commander Tong, Commander Cashman.

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P45
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2/27/08

Chief Fong updated the Commission in regards to legislation in front of the Board regarding availability of public safety camera footage to the defense bar and the Public Defender's Office. Chief Fong stated that the legislation passed and copies were provided to the Commission.

Commissioner Veronese asked the Chief to inform the Commission of any hearing dates in regards to this legislation.

b. OCC Director's Report
- **Review of Recent Activities**

Director Joyce Hicks, OCC, introduced herself and described the responsibilities and functions of the OCC.

c. Commission Reports
- **Commission President's Report**
- **Commissioners' Reports**

None

CAPTAIN JOHN LOFTUS, COMMANDING OFFICER OF BAYVIEW STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE BAYVIEW DISTRICT

Captain Loftus addressed the Commission on police activities in the Bayview. Captain Loftus talked about the demographics of the District and of Bayview Station.

PUBLIC COMMENT

Unidentified discussed concerns regarding an incident that happened on Thanksgiving Day and concerns about gang injunctions.

Dorothy Brown thanked officers of the Bayview for their work in the District and discussed shortage in staffing for the Bayview District.

Maxine Doogan discussed concerns regarding enforcement of the prostitution laws and handed the Commission a public records request.

Bernard Rigg, President of Board of Directors of Bayview Opera House, welcomed the Commission and the Command Staff to the Bayview Opera House. Mr. Rigg also thanked Sgt. Garrett for her hard work with the

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community.

Sharon Williams, Program Director of Bayview Hunters Point Senior Center, thanked the officers of the Bayview for their work in the community. She invited the community for a barbeque cook off on Saturday, March 1st.

Conti Hawkins, Crisis Response Team, discussed concerns regarding actions by an officer during a traffic stop.

John Sheppard, SF Safe, discussed the responsibilities of SF Safe and starting neighborhood watches.

Lina Donohue discussed concerns regarding her mother's complaint and its status.

Cloey Goode invited the community to Silver Terrace to take back that space for the community.

Damone Hale discussed concerns regarding keeping the streets of Bayview safe.

Matt Chaikovsky asked that the officers get to know the community and to get involved with the community and announced Arbor Day on March 8th and invited the police to make an appearance.

Pauline Peele thanked the Commission for coming to the Bayview and thanked Officer Garrett, Gigi, and Aura.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

b. Items identified for consideration at future Commission Meetings

Commissioner Lee would like an update on the Department's recruitment efforts.

PUBLIC COMMENT

None

ADJOURNMENT

Motion by Commissioner Veronese, second by Commissioner Marshall. Approved 4-0.

Thereafter, the meeting was adjourned at 7:39 p.m.

_____

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

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Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

February 29, 2008

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cancelled

Police Commission Meeting Cancellation Notice

The Police Commission will not meet on March 5, 2008

[redacted]

Please join the Commission at its next meeting, March 13, 2008
City Hall, Room 400, 5:30 p.m.

[redacted]

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The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, MARCH 12, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

Roll Call; Pledge of Allegiance

1. **Approval of the Minutes**
   - For the meetings of February 6th, 13th, 20th and 27, 2008

2. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

3. **Reports to the Commission** (DISCUSSION ONLY)
   a. Chief's Report
   - Update on significant policing efforts by Department members
   - Report on the Department's strategic planning session

   b. OCC Director's Report
   - Review of Recent Activities

   c. Commission Reports
   - Commission President's Report
   - Commissioners' Reports

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4. Discussion and possible action to approve the request of the Chief of Police to apply for, accept, and expend funds from the California Department of Boating and Waterways to implement the Boating Safety and Enforcement Equipment Program (ACTION ITEM)

5. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements
   - Assignment of disciplinary charges filed in Case No. C08-030 RMW to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner

The Police Commission

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SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, MARCH 12, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

6. Hearing and possible action on the motion to dismiss disciplinary charges filed against Patrol Special Officer Jane Warner, File No. C07-039 ALW, filed 03/19/07
The following time limits will apply:
Charged member's Argument: Up to 10 minutes
Department's Argument: Up to 10 minutes
Charged member's rebuttal: Up 5 minutes

(Closed Session)
Roll Call.

7. Public Comment on all matters pertaining to Closed Session.

8. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

9. Closed Session

   a. Pursuant to Government Code section 54957 and San Francisco Administrative Code Section 67.10(b) and Penal Code Section 832.7:
   PERSONNEL EXCEPTION: Status and calendaring of pending disciplinary matters (DISCUSSION ONLY)

10. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

11. **Adjournment** (ACTION ITEM)

*** **SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667**

PLEASE NOTE: The Police Commission will be holding a Special Meeting this month at a location other than City Hall.

1. The Commission will hold its Community Meeting in the Southern District, at the South Beach Harbor Master Building, The Embarcadero, Pier 40A, San Francisco, at 6:00 p.m., on Wednesday, March 26, 2008, to hear comments from the public and Southern Station Captain Daniel McDonagh concerning public protections issues in the Southern District.

The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

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THOMAS P. MAZZUCCO
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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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SAN FRANCISCO POLICE
PUBLIC MEETING/HEARING ACCESSIBILITY INFORMATION

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Accessible MUNI lines serving this location is: 49 Van Ness/Mission
47 Van Ness, 5 Fulton, 31 Balboa
For information about MUNI service call 923 6142

The closest BART Station is: Civic Center

Accessible parking _____

For information about the meeting call 553-1667 (v) or 553-9194 (tty)

MARCH 12, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco at 6:02 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, DeJesus, Lee, Mazzucco
ABSENT: Commissioners Campos, Veronese

APPROVAL OF THE MINUTES

- **For the meetings of February 6th, 13th, 20th, and 27, 2008**

Motion by Commissioner Marshall, second by Commissioner Mazzucco. Approved 5-0.

PUBLIC COMMENT

Kathleen Espinoza, mother of Asa Sullivan, discussed concerns regarding what San Francisco is using aside from lethal force.

Meesha Irizarry announced that the foundation moved to Mission at 16th and Capp and discussed concerns regarding Asa Sullivan and asked for a liaison from the Department.

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REPORTS TO THE COMMISSION

a. Chief'S Report

- **Update on significant policing efforts by Department members**

Chief Fong talked about awards given by the Lyons Club to Officer Michael Cavanaugh, Ingleside, Inspector Julian Hill, Burglary, Officer Dana Terry, Taraval, Officer Sammy Yuen, Central, Officer Dominic Gambo, Academy, Officer Kiyo Kanamori, Northern, Officer Stanley Lee, Taraval, Officer Kevin O'Leary, Taraval, and Officer Lenny Broberg, GTF. The Chief also highlighted outstanding work by officers. The Chief also talked about shot spotters in the Bayview and announcement of $250,000 rewards for homicide cases.

Chief Fong also talked about a conference attended in Washington, D.C. along with Commissioner Marshall and Commander Lindo.

Commissioner Lee asked the Chief to comment in regards to the Chronicle article in regards to the Torch Run. Chief Fong stated that she has not read the article but that it will be a safe event for everybody that will be there. Chief Fong stated that the torch is going to 22 cities and San Francisco is the only city in north America that it will be going through.

Commissioner Sparks asked about shot spotter. Chief Fong stated that the day after the press conference in regards to shot spotters and explained two incidents where it was activated. Commissioner Sparks stated that there will be a second system installed in the Western Addition.

Lieutenant Mikael Ali talked about the shot spotter system currently installed in the Bayview. Lieutenant Ali also stated that he will be responsible for the 60-day evaluation of the system.

- **Report on the Department's strategic planning session**

Deputy Chief Cashman, FOB, presented the Department's Violence Reduction Plan 2008, as it relates to enforcement.

Commander Lindo reported regarding housing authority. He reported

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APR - 8 2008
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on people in the process of evictions for criminal matters such as gun possession, narcotic violations, and criminal assaults in and around the housing developments. Commander Lindo stated that in addition to evictions, stay away orders are also filed for people who violate the law in and around the housing authority. He stated that once the judge has issued the stay away order, the parties are not allowed to be on any housing authority property in the city.

Commissioner DeJesus asked that stats from 2007 be compared to the current year's stat to determine if strategy is working.

Commissioner Lee asked how the budget cuts can impact violence reduction plan. Deputy Chief Cashman stated that any overtime costs are offset by grant funding.

Commissioner Mazzucco stated it is good to actually see that there is a violence reduction plan and commended the Chief for a job well done.

Commissioner Marshall stated that in addition to the Department's plan, MOCJ is working with other city agencies to reduce crime and stated that he hopes that the Department and the other city agencies would work in together to make this happen.

Commissioner DeJesus asked if the Department has taken any input from the community in regards to strategies. Deputy Chief Cashman stated that district captains have been asked to work with community leaders at their different communities.

Commissioner Sparks commended the Chief for a very impressive strategic plan. Chief Fong thanked Deputy Chief Cashman, Deputy Chief Shinn, and all the Captains and Lieutenants for their work to come up with the strategic plan.

PUBLIC COMMENT
None

b. OCC DIRECTOR'S REPORT
- Review of Recent Activities

Director Joyce Hicks talked about mediation and stated that OCC has mediated 13 cases to date. Director Hicks also talked about recruitment and stated that the OCC has hired one investigators of four investigator's position that they intend to fill. Director Hicks also introduced Ms. Inez Vargas Fraenkel who is the new staff attorney.

c. Commission Reports
- Commission President's Report
- Commissioners' Reports

Commissioner Sparks reported that she and Commissioner Marshall have been participating in the steering committee on various studies that are going on and over the next four to six weeks, final reports will be completed and presented.

Commissioner Sparks stated that she had asked Commissioner Marshall to hold a subcommittee meeting in the Tenderloin.

PUBLIC COMMENT
None

DISCUSSION AND POSSIBLE ACTION TO APPROVE THE REQUEST OF THE CHIEF OF POLICE TO APPLY FOR, ACCEPT, AND EXPEND FUNDS FROM THE CALIFORNIA DEPARTMENT OF BOATING AND WATERWAYS TO IMPLEMENT THE BOATING SAFETY AND ENFORCEMENT EQUIPMENT PROGRAM

Sergeant Danny Lopez, Marine Unit, presented the grant.

Commissioner Sparks asked for a presentation in regards to Marine Unit.

Motion by Commissioner DeJesus, second by Commissioner Marshall. Approved 5-0.

RESOLUTION NO. 8-08

APPROVAL TO AUTHORIZE THE CHIEF OF POLICE TO ACCEPT AND EXPEND FUNDS FROM THE CALIFORNIA DEPARTMENT OF BOATING AND WATERWAYS TO IMPLEMENT THE BOATING SAFETY AND ENFORCEMENT EQUIPMENT PROGRAM

RESOLVED, that the Police Commission hereby approves to authorize the Chief of Police to accept and expend funds from the California Department of Boating and Waterways to implement the "Boating Safety and Enforcement Equipment Program" and any augmentations, extensions and modifications.

AYES: Commissioners Sparks, Marshall, DeJesus, Lee, Mazzucoo
ABSENT: Commissioners Campos, Veronese

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcement

- **Assignment of disciplinary charges file din Case No. C08-030 RMW to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner** (Resolution 9-08, Assigned to Commissioner Joe Marshall)

Lieutenant Reilly announced that the next community meeting will be in the Southern District on March 26th, at 6:00 p.m., at the South Beach Harbor Master Building, the Embarcadero, Pier 40A.

(The Commission recessed from 8:05 to 8:18 p.m.)

HEARING AND POSSIBLE ACTION ON THE MOTION TO DISMISS DISCIPLINARY CHARGES FILED AGAINST PATROL SPECIAL OFFICER JANE WARNER, FILE NO. C07-039 ALW, FILED 03/19/07

Mr. Patton, Law Offices of Waukeen McCoy, for Ms. Warner. Ms. Asher Worsham, MCD, for the Department.

(The Warner hearing is taken in shorthand form by Ms. Anna Greenley, CSR, Roomian & Associates.)

Continued to April 2nd.

PUBLIC COMMENT
None

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner Mazzucco. Approved 5-0.

CLOSED SESSION

a. **PERSONNEL EXCEPTION: Status and calendaring of pending disciplinary matters**

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner DeJesus for non disclosure. Approved 5-0.

ADJOURNMENT

Motion by Commissioner Mazzucco, second by Commissioner DeJesus. Approved 5-0.

Thereafter, the meeting was adjourned at 9:30 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

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President

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Vice President

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Commissioner

DAVID CAMPOS
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SERGEANT JOE REILLY
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SF
P45
#1
3/19/08
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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, MARCH 19, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

Roll Call; Pledge of Allegiance

1. **Public Comment**
(Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

2. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
   b. **OCC Director's Report**
      - Review of Recent Activities
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports

3. Discussion and possible action to take off calendar indefinitely the disciplinary charges filed in disciplinary case no. C07-154 ALW who retired from the Department. Said disciplinary charges will be placed back on calendar should the officer be within the jurisdiction of the Police Commission in the future (ACTION ITEM)

4. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements

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Commissioner

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, MARCH 19, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

5. Public Comment on all matters pertaining to Closed Session.

6. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

(Closed Session)
Roll Call.

7. Closed Session

   a. Pursuant to Government Code section 54957 and San Francisco Administrative Code Section 67.10(b) and Penal Code Section 832.7:
   PERSONNEL EXCEPTION: Approval of the Awards Committee Recommendation

8. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

9. **Adjournment** (ACTION ITEM)

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PLEASE NOTE: The Police Commission will be holding a Special Meeting this month at a location other than City Hall.

1. The Commission will hold its Community Meeting in the Southern District, at the South Beach Harbor Master Building, The Embarcadero, Pier 40A, San Francisco, at 6:00 p.m., on Wednesday, March 26, 2008, to hear comments from the public and Southern Station Captain Daniel McDonagh concerning public protections issues in the Southern District.

The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

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Commissioner

DAVID CAMPOS
Commissioner

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

The Commission will hear public comment on all agenda items before or during discussion of the item. Public comment is limited to three minutes, unless the Commission President sets a different time limit as provided in the Commission's Rules (Administrative Code 67.15(c)).

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The closest BART Station is: Civic Center

Accessible parking _____

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MARCH 19, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:39 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Veronese, Campos, Lee, Mazzucco
ABSENT: Commissioner DeJesus

PUBLIC COMMENT

None

REPORTS TO THE COMMISSION

a. Chief's Report
- **Update on significant policing efforts by Department members**

SF
P45
#2
3/19/08

Commissioner Sparks announced that the Chief and many of the command staff are absent due to the demonstrations. Present were Deputy Chief Keohane and Deputy Chief Tabak.

No report.

b. OCC Director's Report
- **Review of Recent Activities**

Director Joyce Hicks addressed the Commission in regards to budget developments, OCC's Mediation Outreach coordinator, the outreach strategic plan calendaring and claims and litigation procedure calendaring.

Director Hicks stated that she would like to present the OCC Outreach Plan on April 9th. Lieutenant Reilly stated that April 9th is the Torch Run and the Commission is considering cancelling the meeting. Commissioner Sparks stated to put it on the April 16th calendar. Director Hicks will check if the 16th will work and will report back to the secretary.

Director Hicks reported on meetings held in regards to proposed procedures for OCC handling claims and litigation regarding the SFPD. Commissioner Sparks stated that she would calendar this item for April 2nd and would like the Chief and Ms. Hicks to come to some kind of compromise within the next week and come up with a final resolution to be presented to the Commission on April 2nd.

Commissioner Sparks stated that she had hoped that there would be a resolution on this issue and will move it forward on April 2nd.

Commissioner Sparks would like a letter from Director Hicks outlining the budget reductions for the OCC, specifically decreasing staffing below the Chartered capacity and she will then send a letter to the Director of the Mayor's Budget Office.

PUBLIC COMMENT
None

c. Commission Reports
- **Commission President's Report**
- **Commissioners' Report**

Commissioner Campos announced that on Tuesday, March 25th, at

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10:00 a.m., there will be training at the Police Academy on Tennants' Rights and invited the Commissioners, the Chief, and OCC Director.

Commissioner Sparks announced that the reports on the study of district boundaries, the public safety camera study, and the foot patrol study will be ready for release to the public within three weeks and announced that the Commission will be calendaring hearings for all three reports and there will be public hearings at the Board of Supervisors' Public Safety Committee for approval of these reports and dates will be announced about two weeks in advance.

PUBLIC COMMENT
None

DISCUSSION AND POSSIBLE ACTION TO TAKE OFF CALENDAR INDEFINITELY THE DISCIPLINARY CHARGES FILED IN DISCIPLINARY CASE NO. C07-154 ALW WHO RETIRED FROM THE DEPARTMENT. SAID DISCIPLINARY CHARGES WILL BE PLACED BACK ON CALENDAR SHOULD THE OFFICER BE WITHIN THE JURISDICTION OF THE POLICE COMMISSION IN THE FUTURE
(Resolution No. 10-08)

Motion by Commissioner Marshall, second by Commissioner Campos. Approved 6-0.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

Lieutenant Reilly announced that the next meeting will be in the Southern District, on March 26th, at the Harbor Master Building, Pier 40A, The Embarcadero, at 6:00 p.m.

PUBLIC COMMENT
None

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Campos, second by Commissioner Marshall. Approved 6-0.

CLOSED SESSION

a. PERSONNEL EXCEPTION: Approval of the Awards Committee Recommendation (Resolution 11-08)

Motion by Commissioner Marshall, second by Commissioner Campos. Approved 6-0.

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner Campos for non disclosure. Approved 6-0.

ADJOURNMENT

Motion by Commissioner Campos, second by Commissioner Mazzucco. Approved 6-0.

Thereafter, the meeting was adjourned at 6:12 p.m.

_____

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

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The Police Commission

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3/26/08
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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, MARCH 26, 2008
6:00 p.m.

South Beach Harbor
Pier 40 A, The Embarcadero
San Francisco, CA 94103

03-24-08A11:19 RCVD

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Roll Call; Pledge of Allegiance

1. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
   b. **OCC Director's Report**
      - Review of Recent Activities
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports

2. Captain Daniel McDonagh, Commanding Officer of Southern Station, to address the Commission on Police Activities in the Southern District (DISCUSSION ONLY)

3. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

4. **Routine Administrative Business** (Discussion Only)
   a. Commission Announcements
   b. Items identified for consideration at future Commission Meetings

5. **Adjournment**

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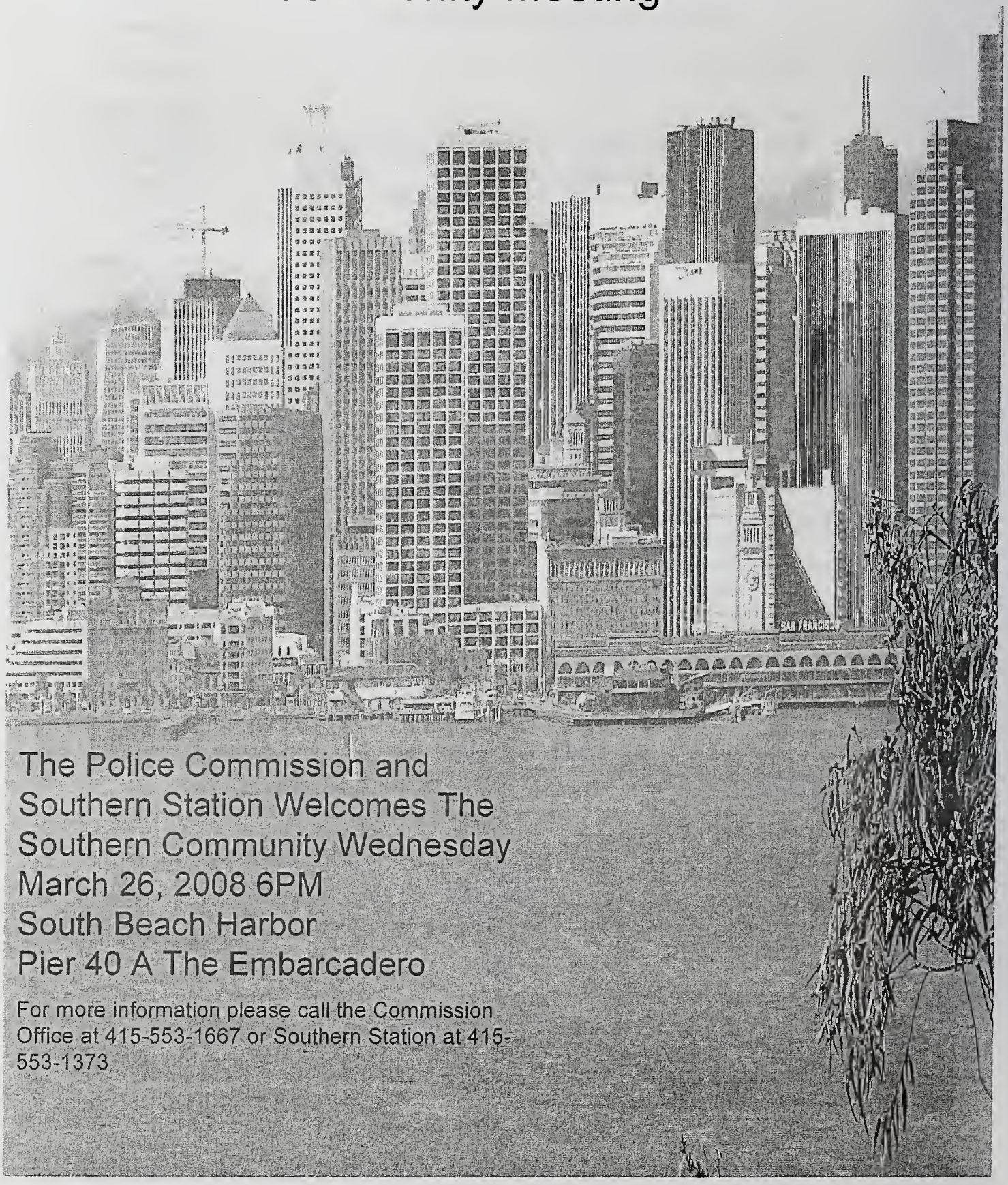
San Francisco Police Commission Community Meeting



The Police Commission and
Southern Station Welcomes The
Southern Community Wednesday
March 26, 2008 6PM
South Beach Harbor
Pier 40 A The Embarcadero

For more information please call the Commission Office at 415-553-1667 or Southern Station at 415-553-1373

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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The proceeding will be held at: South Beach Harbor, Pier 40A, The Embarcadero

Accessible MUNI lines serving this location is: N Judah Line & T 3rd Line
For information about MUNI service call 923 6142

The closest BART Station is: _____

Accessible parking South Beach Harbor, Pier 40A

For information about the meeting call 553-1667 **(v) or** 553-9194 **(tty)**

MARCH 26, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in the Southern District, at the South Beach Harbor, Pier 40 A, the Embarcadero, San Francisco, at 6:15 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco, Veronese

(Commissioners Sparks, Campos and Veronese arrived at 6:25 p.m.)

Commissioner Marshall, for Commissioner Sparks who was en route, welcomed the audience and asked the Commissioners to introduce themselves.

REPORTS TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**

Assistant Chief Lynch, for Chief Fong who was en route, welcomed the audience and introduced the Command Staff. Present were Deputy Chiefs, Tabaks, Keohane, and Shinn, Commanders Tong, Murphy, Lindo, and Lieutenant Orkes of FOB.

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b. OCC Director's Report

- **Review of Recent Activities**

Director Joyce Hicks addressed the audience and talked about the duties and responsibilities of the OCC. She also introduced Investigator Dennis Maxim who was present.

c. Commission Reports

- **Commission President's Report**
- **Commissioners' Reports**

Commissioner Mazzucco commended the officers of the Department for a job well done during the war demos.

Commissioner Campos talked about the Academy training in regards to Tennants Rights and commended the quality of the recruits and thanked Captain Corriea and his staff for a job well done.

Commissioner Marshall talked about the studies being done in regards to foot patrol, boundaries, and safety cameras.

Commissioner Sparks announced that on April 16th there will be a joint meeting with the Board of Supervisors' Public Safety Committee to discuss the Foot Patrol Program and that on May 19th another joint meeting with the Board of Supervisors' Public Safety Committee to discuss the District Boundaries. Commissioner Sparks also stated that there will be press releases two weeks before the meetings.

CAPTAIN DANIEL McDONAGH, COMMANDING OFFICER OF SOUTHERN STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE SOUTHERN DISTRICT

Captain McDonagh addressed the Commission in regards the demographics of Southern District and crime statistics in the district. Captain McDonagh also presented a Certificate of Appreciation to the Principal and Assistant Principal of Christ the King School. Ms. Martha Cohen, Mayor's Office, also present an award to the school.

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Commissioner Sparks asked about part I and II crimes in the Southern. Captain McDonagh stated that narcotics is the problem around the Tenderloin and Market Street; quality of life such as auto break-ins is a problem around the South Beach area; and auto boosting and narcotics around the Mission and 12th Street area.

Commissioner Sparks asked about overtime in regards to demos and events in the Southern. Captain McDonagh stated that there's quite a bit of ovetime in the Southern and that the station is about 35 to 40 officers short. He also explained that overtime is used for arrests, demos (unannounced or permitted) and even if there is an increase in staffing, there will still be overtime.

Commissioner Campos expressed concern regarding citation of the homeless and stated that resources should be used for violent crimes instead of citing people for being homeless. Commissioner Campos also expressed concern that the existence of an infraction may disqualify the individuals for state and federal programs. Captain McDonagh stated that he is not aware of the disqualification and that he would need more information on it.

Commissioner DeJesus asked how many officers are committed to outreach. Captain McDonagh stated that every officer is committed to the outreach program. Commissioner DeJesus asked for statistics from other agencies.

Commissioner Marshall stated that overall rate in violence is actually going down.

Commissioner Mazzucco asked how are resources drained due to entertainment places on Friday nights. Captain McDonagh stated that it is a big drain because individuals have been drinking and there are individuals who prey upon persons coming out of clubs and stated that about half of the homicides are nightclub-related.

PUBLIC COMMENT

Daniel Paez discussed concerns about the public disclosure of the route of the Olympic torch.

Steven Conley, District 6, thanked the department for their work with the community and presented a certificate to Captain McDonagh and the officers of Southern.

Jeff Liebowitz, District 6 resident, Rinconn South Beach CAC, expressed thanks to Captain McDonagh, his staff, and Chief Fong and stated that quality of life is a big issue in District 6.

Annemarie, ballet school, discussed concerns regarding loitering and homelessness in the area of 7th and Market Streets and thanked the officers of Southern for cleaning up the loitering in the area.

Cindy Branden, SF Safe, commended Captain McDonagh and the officers of Southern and discussed work done with the Captain and his staff.

Metali, Rinconn Hill Neighborhood Association, thanked Captain McDonagh for attending the meeting and stated that there is quality of life issues in the area and that there is a number of things that need to be addressed such as pedestrian safety and also asked for more officers because of change in the neighborhood.

Katie Liddell discussed concerns regarding pedestrian safety and thanked Captain McDonagh for always being available to the community.

Mr. Murray, retired public school worker, discussed methodology of complaints coming into the Department.

Ed, South Park property owner, discussed concerns regarding graffiti.

Unidentified, South Park resident, discussed concerns regarding police resources and suggested that the Department look for ways to do more with

less.

Metalli discussed concerns regarding low-income developments that are being dumped in the south of Market.

Chief Fong talked about the Olympic Torch event on April 9th and stated that there is still work being done as far as the route but it will being at McCovey Cove and end at Justin Hermann Plaza. Chief Fong stated that the main goal of the Department is safety for all parties.

Commissioner Campos asked when the route will be available to the public. Chief Fong stated that once it is finalized, the route will be available to the public.

Commissioner Lee thanked the Chief for emphasizing that the Department's goal is safety for all parties and suggested that the Department have daily briefings with the press in regards to the torch route.

Commissioner Veronese asked about the free speech zone. Chief Fong explained that people can choose to go to the zone on their own and that this is a space set aside for big groups to stay together.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

b. Items identified for consideration at future Commission Meetings

Commissioner Lee asked for an update of DGO 7.01.

Commissioner Veronese asked for an update on the EIS system.

ADOURNMENT

Motion by Commissioner DeJesus, second by Commissioner Veronese. Approved 7-0.

Thereafter, the meeting was adjourned at 8:35 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

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DR. JOE MARSHALL
Vice President

JOE ALIOTO VERONESE
Commissioner

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Commissioner

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, APRIL 2, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

Pledge of Allegiance; Roll Call

1. **Adoption of Minutes** (ACTION ITEM)
   - Meetings of March 12th and 19, 2008

2. **Approval of the Consent Calendar** (ACTION ITEM)
   a. Request of Sergeant Lyn Tomioka, Richmond, to accept a gift of a key chain, valued at approximately $20.00, from St. Dominic's Church
   b. Request of Sergeant Paget Mitchell, MCD, to accept a gift of a photograph of the Golden Gate Bridge, taken by Mr. Michael Addario, from Mr. Michael Addario and the San Francisco Street Artists

3. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

4. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
      - Update on preparation for the Olympic Torch
      - Update on the Department's civilianization
   b. **OCC Director's Report**
      - Review of Recent Activities
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports

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Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, APRIL 2, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

5. Discussion re: The CITRIS Preliminary Findings of the Statistical Evaluation of the Crime-Deterrent Effects of the San Francisco Crime Camera Program (DISCUSSION ONLY)

6. Discussion and possible action to adopt a resolution directing the Chief of Police to refer allegations of police misconduct contained in civil suits and claims to the Office of Citizen Complaints and adopt procedures for investigation of those allegations (ACTION ITEM)

7. Hearing and possible action on the motion to dismiss disciplinary charges filed against Patrol Special Officer Jane Warner, File No. C07-039 ALW, filed 03/19/07
The following time limits will apply:
Charged officer's Argument: Up to 10 minutes
Department's Argument: Up to 10 minutes
Charged officer's rebuttal: Up 5 minutes

8. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements
      - Assignment of Disciplinary Charges filed in Case No. C05-046 JWA to an individual Commissioner for the taking of evidence on a date to be determined by the Commission

9. **Adjournment** (ACTION ITEM)

*** SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

The Commission will hear public comment on all agenda items before or during discussion of the item. Public comment is limited to three minutes, unless the Commission President sets a different time limit as provided in the Commission's Rules (Administrative Code 67.15(c)).

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

(Chapter 67 of the San Francisco Administrative Code)

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Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Government Code §2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; webs site www.sfgov.org/ethics.

SAN FRANCISCO POLICE
PUBLIC MEETING/HEARING ACCESSIBILITY INFORMATION

Communication accessibility services; including sign language Interpreters or computer aided real time captioning will be made available upon advance request. Please call Sergeant Michael Sullivan, at 553 1343 (v) or 558 2406(tty), at least 72 hours prior to a proceeding. Late requests will be honored if possible.

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Meeting agendas and other print materials will be made available in **alternate formats** (computer disk, cassette tape, large print or Braille) upon advance request at least 72 hours at least 72 hours prior to a proceeding. Please call Sergeant Michael Sullivan, at 553 1343 (v) or 558 2406 (tty). Late requests will be honored if possible.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call 553 1343 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products.

The proceeding will be held at: City Hall, Room 400, #1 Dr. Carlton B. Goodlett PLace

Accessible MUNI lines serving this location is: 49 Van Ness/Mission
47 Van Ness, 5 Fulton, 31 Balboa
For information about MUNI service call 923 6142

The closest BART Station is: Civic Center

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For information about the meeting call 553-1667 (v) or 553-9194 (tty)

APRIL 2, 2008 **REGULAR MEETING**

The Police commission of the San Francisco Police Commission met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, 5:57 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, DeJesus, Lee, Mazzucco, Veronese
ABSENT: Commissioner Campos

(Commissioner Veronese arrived at 7:27 p.m.)

Commissioner Sparks announced that Item #6, Discussion and possible action to adopt a resolution directing the Chief of Police to refer allegations of police misconduct contained in civil suits and claims to the OCC and adopt procedures for investigation of those allegations, will be continued in a few weeks.

ADOPTION OF MINUTES

- **Meetings of March 12thand 19, 2008**

Motion by Commissioner Lee, second by Commissioner DeJesus. Approved 5-0.

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APPROVAL OF CONSENT CALENDAR

a. **Request of Sergeant Lyn Tomioka, Richmond, to accept a gift of a key chain, valued at approximately $20.00, from St. Dominic's Church**
b. **Request of Sergeant Paget Mitchell, MCD, to accept a gift of a photograph of the Golden Gate Bridge, taken by Mr. Michael Addario, from Mr. Michael Addario and the San Francisco Street Artists**

Motion by Commissioner Marshall, second by Commissioner DeJesus. Approved 5-0.

RESOLUTION 12-08

APPROVAL OF THE REQUEST OF SERGEANT LYN TOMIOKA, RICHMOND, TO ACCEPT A GIFT OF A KEY CHAIN, VALUED AT APPROXIMATELY $20.00, FROM ST. DOMINIC'S CHURCH

RESOLVED, that the Police Commission hereby approves the request of Sergeant Lyn Tomioka, Richmond, to accept a gift of a key chain, valued at approximately $20.00, from St. Dominic's Church.

AYES: Commissioners Sparks, Marshall, DeJesus, Lee, Mazzucco
ABSENT: Commissioners Campos, Veronese

RESOLUTION 13-08

APPROVAL OF THE REQUEST OF SERGEANT PAGET MITCHELL, MCD, TO ACCEPT A GIFT OF A PHOTOGRAPH OF THE GOLDEN GATE BRIDGE, TAKEN BY MR. MICHAEL ADDARIO, FROM MR. MICHAEL ADDARIO AND THE SAN FRANCISCO STREET ARTISTS

RESOLVED, that the Police Commission hereby approves the request of Sergeant Paget Mitchell, MCD, to accept a gift of a photograph of the Golden Gate Bridge, taken by Mr. Michael Addario, from Mr. Michael Addario and the San Francisco Street Artists.

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AYES: Commissioners Sparks, Marshall, DeJesus, Lee, Mazzucco
ABSENT: Commissioner Campos, Veronese

PUBLIC COMMENT

Maxine Duggan, Erotic Service Union, discussed concerns regarding actions of two undercover police officers in regards to permits for a non profit event and discussed concerns regarding enforcement of prostitution laws.

Commissioner Sparks asked Chief Fong to prepare a presentation on enforcement in regards to non-profit organizations and a perception on selective enforcement.

Barbara Growth discussed concerns regarding the Olympic Torch passing through San Francisco.
Jeanette Berger discussed concerns.

REPORT TO THE COMMISSION

a. Chief's Report
- **Update on significant policing efforts by Department members**
- **Update on preparation for the Olympic Torch**
- **Update on the Department's civilianization**

Chief Fong updated the Commission in regards to preparation for the Olympic Torch. Chief Fong stated that Deputy Chief Cashman will give an update on the preparation for the Olympic Torch; Commander Murphy will update the Commission on homicides; Assistant Chief Lynch, Director Villagomez, and CFO Bukowski will provide an update on the Department's civilianization.

Deputy Chief Cashman updated the Commission in regards to the Olympic Torch and stated that the goal of the Department will be to provide a safe environment for all the participants and what will not be allowed will be violations of the law.

Commissioner Sparks commented that the Commission is confident that the Department will provide professional, competent enforcement of the law and wished the Department good luck.

PUBLIC COMMENT
Giovanni Vasallo, President Committee of 100 for Tibet & Coordinator for Team Tibet, discussed confusion in regards to permit requirements near the torch and concerns regarding free speech zones and where people are going to be allowed to demonstrate.
Jeanette Berger discussed concerns.

Deputy Chief Cashman stated that San Francisco is a free speech area and explained that people sometimes want to be in specific areas but nothing confines people to specific areas and Chief Cashman also stated that permits have been issued for organizers.

Commissioner Lee asked if anyone has been denied any permits. Deputy Chief Cashman stated that no one has been denied any permits.

Barbara Growth discussed concerns regarding safety of police officers.

DISCUSSION RE: THE CITRIS (CENTER FOR INFORMATION TECHNOLOGY RESEARCH IN THE INTEREST OF SOCIETY) PRELIMINARY FINDINGS OF THE STATISTICAL EVALUATION OF THE CRIME-DETERRENT EFFECTS OF THE SAN FRANCISCO

CRIME CAMERA PROGRAM

Mr. Ed Lee, City Administrator, introduced Mr. Stephen Rafael who presented the report. Mr. Rafael is a member of the research team from UC Berkeley. He stated that the preliminary findings and stated that property crimes declined by roughly 22 percent within 100 feet of the cameras but in the areas outside of camera view, there was no change. For violent crimes there were no major patterns seen except with the exception of decline in homicide within 200 feet of the cameras and an increase within 300 to 400 feet of the cameras.

Commissioner Sparks asked Mr. Lee if the Commission should move forward with new cameras based on the preliminary report. Mr. Lee stated that this is a pilot program and should not be constricted.

Commissioner Sparks expressed concern regarding the budget and spending funds for a program that research has so far suggested inconclusive. Mr. Lee stated that the next phase of the research he had asked the Chief for a single point of contact and to expedite the interviews and find out how this is helping the cases under investigation and the kinds of things that officers are trying to do with this technology, the quicker the Commission can be advised on the spending for this program.

Commissioner Sparks stated that the Commission should not change its policy on not approving anymore camera installations until the final report is submitted.

Commissioner Mazzucco suggested that in the final report, the statistics about drug arrests, drug cases that take place around the cameras to get a full picture and to look at the issue closer to see what the benefits are and to move forward to see if the cameras can actually help San Francisco.

Commissioner Sparks announced that there will be a joint meeting with the Board of Supervisors to discuss the final report regarding foot patrols.

PUBLIC COMMENT

Mark Schlosberg, ACLU, discussed concerns regarding safety cameras.
Barbara Growth discussed concerns.
Valencio Salazar, District 6 resident, discussed concerns regarding the safety cameras and its purpose.

a. **Chief's Report** (continued)

Chief Fong introduced Commander Murphy to give a brief update on the homicides.

Commander Murphy presented the update on homicides and discussed recent double homicide on Irving & 19th Streets.

- **Update on the Department's Civilianization**

Assistant Chief Lynch gave a brief overview in regards to civilianization.

1997/1998 - Budget Analyst Office did evaluation of functions within the Police Department and identified 183 functions that could be civilianized. Of this, 26 were filled with modified duty personnel.

1997/1998 to March 2004 - there were various efforts to try to civilianized positions within in the Department. In March 2004, Prop. C was

passed which codified the Budget Analyst's recommendation to civilianize were possible in the Department.

Fiscal year 2004/2005 budget - 38 positions were developed with the Controller's Office and later certified by the Controller's Office as meeting the criteria for civilianization as identified in Prop C:

Civilianization Phase I

8213 Police Service Aide	20
1424 Clerk Typist	5
1844 Sr. Mgmt. Assist.	2
3310 Stable Attendant	2
8173 Legal Assistant	1
1022 IS Administrator II	1
1052 Business Analyst	1
7335 Stationary Engineer	1
1071 IS Manager	1
1023 IS Administrator II	1
1823 Sr. Admin. Analyst	1
1842 Mgmt. Assistant	1
1770 Photographer	1
Total	38

2004/2005 Budget - funding was reduced by approximately 50 percent at the last minute in June before approval by the Board. Prop. J & K failed. Impact on the Department is the hiring of these positions were pushed back into fiscal year 2005/2006. One position was hired in 2004/2005 fiscal year.

2005/2006 fiscal year - with the Controller's Office and later certified by the Controller's Office 34 additional positions were identified that can be civilianized. The original 38 positions were annualized into the 2005/2006 budget and 34 added which gave a total of 72 positions for civilianization.

Civilianization Phase II

8213 Police Service Aide	10
8207 Bldg & Grounds Patrol Ofc.	2
7410 Automotive Service Worker	9
8177 Attorney	1
0933 CFO	1
1023 IS Administrator III	2
1022 IS Administrator II	3
1042 IS Engineer Journey (.50)	1
8139 Industrial Injury Invest	1
1424 Clerk Typist	3
1934 Storekeeper	1
Total	34

2006/2007 Fiscal Year - additional 12 positions were identified as meeting the requirements for civilianization which brought the total up to approximately 84 positions.

Chief Financial Officer Ken Bukowski stated that:

2007/2008 - additional 19 civilianized positions were added to the budget. Technically 60 new positions funded but only 19 added to 84 total.

2008/2009 - total of 37 additional civilianization positions currently proposed by the Department. In total, from 2004 to present, the department has 140 functions proposed for civilianization if the Department is able to secure funding for the proposed 2008/2009 civilianizations.

Director Alice Villagomez, Human Resources, stated that of the original 84 positions, 51 have been filled to date and anticipating another 20 by the end of the fiscal year. The majority of the position were prioritized for police service aides to be assigned to the various districts. The goal is to have six per district along with vehicle maintenance officers.

PUBLIC COMMENT

Steve Johnson, POA, discussed concerns regarding cases pending before the Commission, specifically the case in regards to videogate which involves seven officers that are currently working inside.

Unidentified stated that there was a second moment of silence for an individual who was a victim of homicide.

Unidentified discussed concerns regarding budget crisis and discussed concerns about the city being a sanctuary city.

Barbara Growth discussed concerns regarding homicides.

b. OCC Director's Report

- Review of Recent Activities

Director Joyce Hicks reported first quarter statistics in regards to mediation and outreach. She stated that the OCC's mediation coordinator reviewed 68 cases for mediation which resulted in 17 mediations. Of those 68 cases that were reviewed, only two officers declined, 22 complainants declined. She stated, however, that officers were ineligible in 24 of the complaints. Director Hicks explained the standards for ineligibility: An officer has a sustained case within the past year; an officer had a prior mediation within the past six months; or an officer had three mediations within the past two years. She stated that they are looking at those standards to see whether or not they are too prohibitive.

Director Hicks also announced that on Monday, the 2nd OCC hired attorney will begin. Her name is Ms. Cecily Gray and she will be introduced to the Commission on April 23rd.

PUBLIC COMMENT

None

c. Commission Reports

- Commission President's Repot

- Commissioners' Reports

Commissioner Sparks announced that the Commission will not meet next week, April 9th, due to the passing of the Olympic Torch. On April 16th will be a public hearing on the final report on Foot Patrols, and on May 19th, hearing on the district boundary report.

Commissioner DeJesus announced that there will be a subcommittee meeting some time in May in the Tenderloin and would like the comments from the Department from the last meeting.

Commissioner Sparks would like a community meeting in Bernal Heights some time in June.

PUBLIC COMMENT

None

(The Commission recessed for five minutes.)

HEARING AN POSSIBLE ACTION ON THE MOTION TO DISMISS DISCIPLINARY CHARGES FILED AGAINST PATROL SPECIAL JANE WARNER, FILE NO. C07-039 ALW, FILED 03/19/07

The following time limits will apply:
Charged officers' argument: Up to 10 minutes
Department's argument: Up to 10 minutes
Charged officers' rebuttal: Up to 5 minutes

Motion to recuse Commissioner Veronese by Commissioner Mazzucco, second by Commissioner Lee. Approved 5-0.

Mr. Patton, Law Offices of Waukeen McCoy, for Ms. Warner. Ms. Asher Worsham, MCD, for the Department.

Mr. Patton, for Ms. Warner, asked for a closed hearing.

Motion by Commissioner Mazzucco, second by Commissioner DeJesus to continue this hearing on April 23rd.

(The Warner hearing is taken in shorthand form by Ms. Anna Greenley, CSR, Roomian & Associates.)

Continued to April 23rd.

PUBLIC COMMENT
Barry Tarranto commended Jane Warner.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

- **Assignment of Disciplinary Charges filed in Case No. C05-046 JWA to an individual Commission for the taking of evidence on a date to be determined by the Commission** *(Resolution 14-08, Assigned to Commissioner Sparks)*

Lieutenant Reilly announced that the meeting on the 30th will be in the Central District, Longshoremen's Hall, 500 Beach Street, at 6:00 p.m.

ADJOURNMENT

Motion by Commissioner Mazzucco, second by Commissioner DeJesus. Approved 5-0.

Thereafter, the meeting was adjourned at 9:55 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

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The Police Commission

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THOMAS P. MAZZUCCO
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cancelled

SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

CITY HALL
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

The Commission will not meet on Wednesday, APRIL 9, 2008.

Please join the Commission at its next meeting on Wednesday, April 16, 2008, at 6:00 p.m., in Room 250, at City Hall.

At this time the Police Commission will have a joint meeting with the Board of Supervisors' Public Safety Committee to discuss the final report in regards to Foot Patrol.

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Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION
JOINT MEETING WITH
BOARD OF SUPERVISORS' PUBLIC SAFETY COMMITTEE
(Supervisors Ross Mirkarimi, Sophie Maxwell, Bevan Dufty)

CITY HALL, ROOM 250
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

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SPECIAL MEETING
WEDNESDAY, APRIL 16, 2008
6:00 p.m.

1. [Foot beat patrol program evaluation]
Public hearing before the Public Safety Committee for the purpose of receiving the findings and recommendations of the foot patrol program evaluation completed by Public Safety Strategies Group, a consultant retained by the Controller's Office, to fulfill the requirements of Board of Supervisors file #061453 (DISCUSSION ONLY)

2. Adjournment (ACTION ITEM)

*** **SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667**

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City and County of San Francisco

Meeting Agenda

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Joint Meeting - Public Safety Committee and Police Commission

Members: Supervisors Ross Mirkarimi, Sophie Maxwell, Bevan Dufty
Commissioners Theresa Sparks, Joe Marshall, Joe Alioto Veronese, David Campos, Petra DeJesus, Yvonne Lee, Thomas Mazzucco

Clerk: Gail Johnson

Wednesday, April 16, 2008 **6:00 PM** **Legislative Chamber, City Hall, Room 250**

Special Meeting

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the Chair at the beginning of each item, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

AGENDA CHANGES

REGULAR AGENDA

1. 080446 **[Foot beat patrol program evaluation]**
Supervisor Mirkarimi
Hearing before the Public Safety Committee for the purpose of receiving the findings and recommendations of the foot patrol program evaluation completed by Public Safety Strategies Group, a consultant retained by the Controller's office, to fulfill the requirements of Board of Supervisors file #061453.

4/1/08, RECEIVED AND ASSIGNED to Public Safety Committee.
4/7/08, TRANSFERRED to Joint Meeting - Public Safety Committee and Police Commission.

ADJOURNMENT

IMPORTANT INFORMATION

NOTE: Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Any written comments should be sent to: Committee Clerk of the Public Safety Committee, San Francisco Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102 by 5:00 p.m. on the day prior to the hearing. Comments which cannot be delivered to the committee clerk by that time may be taken directly to the hearing at the location above.

LEGISLATION UNDER THE 30-DAY RULE

(Not to be considered at this meeting)

Rule 5.40 provides that when an ordinance or resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.

There are no items now pending under 30-day Rule.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board has several standing Committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience at a Committee meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯：必須在會議前最少四十八小時提出要求
請電：(415) 554-7703

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, N, and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

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Know Your Rights Under the Sunshine Ordinance

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The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

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Vice President

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Commissioner

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Commissioner

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Commissioner

YVONNE Y. LEE
Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, APRIL 23, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

Pledge of Allegiance; Roll Call

1. **Adoption of Minutes** (ACTION ITEM)
   - Meetings of March 26th and April 2, 2008

2. Presentation of the recommendations of the Community Policing Advisory Committee (DISCUSSION ONLY)

3. Hearing and possible action on the motion to closed hearings and files to the public and motion to dismiss disciplinary charges filed against Patrol Special Officer Jane Warner, File No. C07-039 ALW, filed 03/19/07
   The following time limits will apply:
   Charged officer's Argument: Up to 10 minutes
   Department's Argument: Up to 10 minutes
   Charged officer's rebuttal: Up 5 minutes

4. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

5. **Reports to the Commission** (DISCUSSION ONLY)
   a. Chief's Report
   - Update on significant policing efforts by Department members

   b. OCC Director's Report
   - Review of Recent Activities
   - Presentation of the OCC's 2008 Community Outreach Strategic Plan

   c. Commission Reports
   - Commission President's Report
   - Commissioners' Reports

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The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, APRIL 23, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

6. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements
      - Assignment of Disciplinary Charges filed in Case No. C08-074 ALW to an individual Commissioner for the taking of evidence on a date to be determined by the Commission

7. **Adjournment** (ACTION ITEM)

*** **SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667**

PLEASE NOTE: The Police Commission will be holding a Special Meeting this month at a location other than City Hall.

1. The Commission will hold its Community Meeting in the Central District, at the Longshoreman's Hall, Henry Schmidt Room, 2nd Floor, 400 Northpoint, San Francisco, at 6:00 p.m., on Wednesday, April 30, 2008, to hear comments from the public and Central Station Captain James Dudley concerning public protections issues in the Central District.

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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Accessible MUNI lines serving this location is: 49 Van Ness/Mission
47 Van Ness, 5 Fulton, 31 Balboa
For information about MUNI service call 923 6142

The closest BART Station is: Civic Center

Accessible parking _____

For information about the meeting call 553-1667 (v) or 553-9194 (tty)

APRIL 23, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:50 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco, Veronese

ADOPTION OF MINUTES

- **Meetings of March 26th and April 2, 2008**

Motion by Commissioner Marshall, second by Commissioner Veronese. Approved 7-0.

PRESENTATION OF THE RECOMMENDATIONS OF THE COMMUNITY POLICING ADVISORY COMMITTEE

Mr. Kyle Patterson, MOCJ, explained the history and goals of the advisory committee. The Advisory Committee members are: Philip Hogan recommended by Supervisor Peskin, Bryan McDermott recommended by Supervisor Elsbernd, Kitty Hall recommended by Supervisor McGoldrick, Steve Currie recommended by Supervisor Sandoval, Al Harris recommended by Supervisor Sandoval, Scott Weiner recommended by Supervisor Dufty, Jane Wiel recommended by Supervisor Alioto-Pier, Frederico Clairmont recommended by Supervisor Ammiano, David Morrow recommended by Supervisor Ammiano, Carol Mo recommended by Supervisor Jew, Tina Collins recommended by Supervisor Mirkarimi, Richard Johnson recommended by Supervisor Mirkarimi, Cheryl Davis, Andrea Brask, Sandra Sahart, Mark Christianson, Camille Dockens, Eric Arguelo, Frank Kellum recommended by the Mayor's Office of Neighborhood Services, Valley Brown, Cindy Branden, Tim Larson, Kevin Leal recommended by Reverend Ishmael Burch, Deputy Chief Shinn, Lt. Orkes, and Captain John Ehrlich.

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Ms. Cheryl Davis and Lieutenant Orkes presented the recommendations of the Community Policing Advisory Committee.

Commissioner Sparks stated that this study is one piece of five or six studies that are going on: The PERF study, the PSSG studies on foot patrol and boundaries, the fair and impartial policing implementation, the surveillance camera study. Commissioner Sparks stated that she intends to put this item on the calendar for a 90-day period from tonight which is July 23rd for a specific report on how the department is implementing the individual recommendations as suggested by the advisory committee. Commissioner Sparks would like specific implementation plan on every one of the recommendations and, if it cannot be done, detailed explanations on why it cannot be done.

Commissioner Marshall expressed concern regarding all the studies that are going on and how the Department is going to react to all of the studies.

Commissioner Sparks stated that it has been discussed in steering committee meetings about implementing part of the various studies partially at the beginning.

Chief Fong stated that the Department does plan to have an implementation team within the Department.

Deputy Chief Cashman announced that part of the implementation team includes Commanders Tong, Lindo, and Murphy working in conjunction with the Assistant Chief and oversight by the Chief.

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Chief Fong thanked the Advisory Committee.

HEARING AND POSSIBLE ACTION ON THE MOTION TO CLOSED HEARINGS AND FILES TO THE PUBLIC AND MOTION TO DISMISS DISCIPLINARY CHARGES FILED AGAINST PATROL SPECIAL OFFICER JANE WARNER (FILE NO. C07-039 ALW)

Patrol Special Jane Warner appeared in person and represented herself.

Ms. Ashley Worsham, Attorney at Law, appeared on behalf of the Department.

Motion by Commissioner DeJesus to recuse Commissioner Campos, second by Commissioner Mazzucco. Approved 6-0.

MOTION TO CLOSED HEARINGS AND FILES TO THE PUBLIC

AYES:	Commissioner DeJesus
NAYS:	Commissioners Sparks, Marshall, Veronese, Lee, Mazzucco
RECUSED:	Commissioner Campos

Motion denied, 5-1.

MOTION TO DISMISS DISCIPLINARY CHARGES FILED AGAINST PATROL SPECIAL OFFICER JANE WARNER (FILE NO. C07-039 ALW)

AYES:	
NAYS:	Commissioners Sparks, Marshall, DeJesus, Lee, Mazzucco
RECUSED:	Commissioners Campos, Veronese

Motion denied, 5-0.

RESOLUTION 16-08

MOTION TO CLOSED HEARINGS AND FILES TO THE PUBLIC IN THE MATTER OF PATROL SPECIAL OFFICER JANE WARNER (FILE NO. C07-039 ALW)

RESOLVED, that the Police Commission hereby denies motion to closed hearings and files to the public in the matter of Patrol Special Officer Jane Warner, File No. C07-039 ALW.

AYES:	Commissioner DeJesus
NAYS:	Commissioners Sparks, Marshall, Veronese, Lee, Mazzucco
RECUSED:	Commissioner Campos

RESOLUTION 17-08

MOTION TO DISMISS DISCIPLINARY CHARGES FILED AGAINST PATROL SPECIAL OFFICER JANE WARNER (FILE NO. C07-039 ALW

RESOLVED, that the Police Commission hereby denies motion to dismiss disciplinary charges filed against Patrol Special Officer Jane Warner, File No. C07-039 ALW.

AYES:	
NAYS:	Commissioners Sparks, Marshall, DeJesus, Lee, Mazzucco
RECUSED:	Commissioners Campos, Veronese

(This hearing is taken in shorthand form by Ms. Anna Greenley, CSR, Roomian

& Associates.)

(The Commission recessed at 8:10 p.m. and reconvened at 8:20 p.m/)

PUBLIC COMMENT

Alan Chang, Vice President of Patrol Special Officers Association, discussed concerns regarding the Jane Warner matter.

Barry Tarranto, cab driver, commended officers in the Mission District for their help and discussed concerns regarding problems at the Airport.

Jeanette Berger discussed concerns regarding community policing.

Jane Warner, President of Patrol Special Officers Association, read a letter of commendation for Patrol Special Officer Robert Ortega.

REPORTS TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**

Chief Fong highlighted some of the good work done by the officers of the Department in the past weeks. Chief Fong also announced that there will be a graduation on Friday, April 23rd.

Commissioner DeJesus raised an issue in regards to the Cesar Chavez Parade and the Low Rider Automobile Club being asked for their driver's license and insurance cards and concerns that information were written down and documented somewhere and would like to know what was done with the information gathered. Chief Fong stated she will follow up on that.

b. OCC Director's Report

- **Review of Recent Activities**
- **Presentation of the OCC's 2008 Community Outreach Strategic Plan**

Director Hicks announced that Ms. Cecily Gray, the new staff attorney, is present in the audience tonight.

Director Hicks presented the OCC's 2008 Community Outreach Strategic Plan.

Commissioner Sparks asked that a letter be directed to the Mayor's Budget Office stating that the OCC is below its mandated staffing and ask that funding be released from the 2008 budget to allow the OCC to get to its mandated level.

Commissioner Sparks commended Director Hicks in regards to the "Know-your-Rights" Seminar and asked that the Transgender Law Center be added as one of the community partners.

c. Commission Reports

- **Commission President's Report**
- **Commissioners' Reports**

Commissioner Sparks announced that Supervisor Dufty is offering a resolution to the Board of Supervisors asking the Controller's Office to do a study in regards to Patrol Specials Rules and Procedures.

Commissioners Sparks announced that next week will be a community meeting at 6:00 p.m., Longshoreman's Hall, 400 Northpoint. On May 7th, DGO 7.01 will be on the agenda. Also on the May 7th, Deputy Chief Keohane will be presenting the report on crime statistics by neighborhood citywide.

Also, the Marconi resolution will be presented on the 7th. On May 14th, the annual election will be on the calendar.

Commissioner Sparks asked that the report by the subcommittee on Violent Crime and the Department's response be agendized for May 14th.

Commissioner Marshall would like to set the next meeting of the subcommittee be agendized for Thursday, May 15th, at 6:00 p.m., for 201 Turk Street in the Tenderloin.

PUBLIC COMMENT

Sylvia Johnson discussed concerns.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

- **Assignment of Disciplinary Charges file din Case No. C08-074 ALW to an individual Commissioner for the taking of evidence on a date to be determined by the Commission** (Resolution 15-08, Assigned to Commissioner Mazzucco)

ADJOURNMENT

Motion by Commissioner Mazzucco, second by Commissioner DeJesus. Approved 6-0.

Thereafter, the meeting was adjourned at 9:20 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

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The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

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Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, APRIL 30, 2008
6:00 p.m.

Longshoreman's Hall
Henry Schmidt Room, 2nd Floor
400 Northpoint
San Francisco, CA 94103

Pledge of Allegiance; Roll Call

1. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
   b. **OCC Director's Report**
      - Review of Recent Activities
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports

2. Captain James Dudley, Commanding Officer of Central Station, to address the Commission on Police Activities in the Central District (DISCUSSION ONLY)

3. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

4. **Routine Administrative Business** (Discussion Only)
   a. Commission Announcements
   b. Items identified for consideration at future Commission Meetings

5. **Adjournment**

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WEDNESDAY

APRIL 30, 2008

6:00 PM

LONGSHOREMAN'S HALL

400 NORTHPOINT

HENRY SCHMIDT ROOM 2nd Floor

FOR FURTHER INFORMATION CONTACT OFFICER FRED CRISP #174

315-2423

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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For information about the meeting call 553-1667 **(v) or** 553-1994 **(tty)**

APRIL 30, 2008 **REGULAR MEETING**

The Police Commission met in the Central District, Longshoreman's Hall, 400 Northpoint, San Francisco, at 6:24 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco, Veronese

Commissioner Sparks welcomed the community and asked the Commissioners to introduce themselves.

REPORTS TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**

Chief Fong addressed the community and introduced members of the command staff. Present were Deputy Chief Shinn, Deputy Chief Cashman, Deputy Chief Keohane, Deputy Chief Tabak, Commander Harper, Commander Murphy, and Commander Tong.

Chief Fong announced that on Friday there will be a lateral class graduation.

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b. OCC Director's Report

- **Review of Recent Activities**

Director Joyce Hicks described the OCC's duties and responsibilities. Director Hicks introduced Senior Investigator Dennis Maxson.

c. Commission Reports

- **Commission President's Report**
- **Commissioners' Reports**

Commissioner Sparks talked about the different studies that are going on right now and announced that on May 19th, there will be a joint meeting with the Board of Supervisors to discuss district boundaries.

Commissioner DeJesus announced the meeting of the subcommittee on May 15th in the Tenderloin District, 201 Turk Street.

CAPTAIN JAMES DUDLEY, COMMANDING OFFICER OF CENTRAL STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE CENTRAL DISTRICT

Captain Dudley addressed the Commission and described the Central District and the Central Station and its demographics.

PUBLIC COMMENT

Susan Reynolds, Director of Real Estate for the Port of SF, commended the staff of the Marine Unit and commended Captain Dudley and his staff for their work with the Port of SF.

David Harrison, SF resident, commended the good job of Captain Dudley and his staff and for hosting community meetings in the different neighborhoods in the Central District.

Stefano Cassolatto, Northbeach Chamber of Commerce, discussed concerns regarding parking on Broadway corridor and asked for an assessment of towing policy. Captain Dudley responded and stated that from 8 p.m. to 3 a.m., there are no parking on two blocks of Broadway and stated that it's been successful.

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Carolyn Richardson, Western Addition resident, discussed an incident that happened in her complex on the 30th of March which involved officers in a patrol car and actions of the police while addressing a young man. Commissioner Sparks referred Ms. Richardson to Director Hicks.

Daniel Landry, African-American Community Police Relations Board, discussed concerns regarding an officer taking property from his son. Commissioner Sparks stated that she met with Reverend Muhammed and Jim Queen and hopes to meet with them again once all the studies and plans are completed.

Linda Magellan, Union Square Merchants Association, commended the different districts that cover the Union Square area.

Karen Bell, Executive Director Fisherman's Wharf Community Benefit Association, thanked Captain Dudley and his staff for their support and for their work in the community.

Burt Miller commended the officers for their professionalism and thanked the officers for protecting his family.

James, Northbeach Community Collaborative, commended the officers of Central Station for their work with the community.

Bonnie, financial district, thanked Captain Dudley for attending meetings in the financial district.

Kelly, Safety Network Organizer, discussed crime statistics on the website would like year-by-year statistics be added on the website.

Janet Kide, owner Vesuvio Café, commended Captain Dudley and his staff and stated that uniformed patrol officers continue to patrol the Broadway corridor area. She also commended Officer Fred Crisp for his work in regards to permits.

Sam Young, Dragon Bar on Broadway owner, discussed concerns regarding the entertainment commission's approvals of permits for a large venue and discussed concerns regarding prostitution and dope sales. Mr. Young further expressed his concern that the Entertainment Commission does not listen to the police and would just approve all permits submitted.

Commissioner Lee requested that a joint meeting with the Entertainment Commission be held.

Firenzio Salazar, District 6 resident, discussed concerns regarding crimes between the Tenderloin and the Central Districts. He further discussed concerns regarding crack dealers

George Douglas, Northbeach neighborhood, asked that the Commission support the efforts that is going on in Northbeach and asked that the Commission urge the Entertainment Commission to stop approving permits for bigger clubs.

Commissioner Veronese asked about an article in regards to a homicide. Chief Fong stated that she will report on this incident in closed session if the Commission wishes.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

b. Items identified for consideration at future Commission Meetings

Commissioner Sparks announced that on Monday, May 19th, there will be a joint meeting with the Board of Supervisors to discuss district boundaries. There will be no meeting on the 21st.

Commissioner Sparks presented a Certificate of Merit and Appreciation to Commissioner Veronese for his service to the Commission and the Department.

Commissioner Veronese thanked the Commission and the Command Staff for their help.

ADJOURNMENT

Motion by Commissioner DeJesus, second by Commissioner Lee. Approved 7-0.

Thereafter, the meeting was adjourned at 8:45 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

THERESA SPARKS
President

DR. JOE MARSHALL
Vice President

JOE ALIOTO VERONESE
Commissioner

DAVID CAMPOS
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PETRA DeJESUS
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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, MAY 7, 2008
5:00 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

Pledge of Allegiance; Roll Call

1. **Approval of Consent Calendar** (ACTION ITEM)
   - Resolution awarding Commissioner Joe Alioto Veronese a Certificate of Merit and Appreciation for his service to the City of San Francisco and the San Francisco Police Department

2. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

3. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
      - Presentation of the 1st Quarter 2008 Firearm Discharge Review Board Report
      - Presentation of the Officer-Involved Shooting Investigation Status Summary
      - Presentation of the Violent Crime Trend Reporting & Crime Data

   b. **OCC Director's Report**
      - Review of Recent Activities
      - Presentation of the 1st Quarter 2008 Statistical Report

   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports
      - Presentation of the Police Commission's Quarter Report of Closed Session Disciplinary Actions (Veronese Resolution)
      - Presentation of the Quarterly Report by the Department and the Office of Citizen Complaints regarding Policy Proposals (Sparks Resolution)

4. Discussion and possible action to adopt revised Department General Order 7.01, "Policies and Procedures for Juveniles Detention (ACTION ITEM)

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, MAY 7, 2008
5:00 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

5. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements

6. **Adjournment** (ACTION ITEM)

*** **SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667**

PLEASE NOTE: The Commission's subcommittee on Violent Crime will hold its meeting in the Tenderloin District, at the Community Hearing Room, 201 Turk Street, San Francisco, at 6:00 p.m., on Thursday, May 15, 2008, to hear comments and concerns from the public.

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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(Chapter 67 of the San Francisco Administrative Code)

Government's duty is to serve the public, reaching its decisions in full view of the public.

Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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SAN FRANCISCO POLICE
PUBLIC MEETING/HEARING ACCESSIBILITY INFORMATION

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47 Van Ness, 5 Fulton, 31 Balboa
For information about MUNI service call 923 6142

The closest BART Station is: Civic Center

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For information about the meeting call 553-1667 (v) or 553-9194 (tty)

MAY 7, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, 5:15 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco

(Commissioner Marshall arrived at 5:25 p.m. Commissioner Campos arrived at 5:42 p.m. Commissioner Lee was excused from 7:45 p.m. to 9:06 p.m. Commissioner Sparks was excused at 7:10 p.m.)

APPROVAL OF CONSENT CALENDAR

- **Resolution awarding Commissioner Joe Alioto Veronese a Certificate of Merit and Appreciation for his service to the City of San Francisco and the San Francisco Police Department**

Motion by Commissioner Mazzucco, second by Commissioner DeJesus. Approved 4-0.

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RESOLUTION 18-08

APPROVAL OF RESOLUTION AWARDING COMMISSIONER JOE ALIOTO VERONESE A CERTIFICATE OF MERIT AND APPRECIATION FOR HIS SERVICE TO THE CITY OF SAN FRANCISCO AND THE SAN FRANCISCO POLICE DEPARTMENT

RESOLVED, that the Police Commission hereby approves the resolution awarding Commissioner Joe Alioto Veronese a Certificate of Merit and Appreciation for his service to the City of San Francisco and the San Francisco Police Department.

AYES: Commissioners Sparks, DeJesus, Lee, Mazzucco
ABSENT: Commissioners Marshall, Campos

PUBLIC COMMENT

Daniel Landry discussed concerns regarding community policing.

David Villalobos, District 6 Community Alliance, commended Commissioner Veronese for his involvement in the community.

Mr. King discussed concerns regarding making a complaint to the Department.

REPORTS TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**
- **Presentation of the 1st Quarter 2008 Firearm Discharge Review Board Report**
- **Presentation of the Officer-Involved Shooting Investigation Status Summary**

Sergeant Joe McFadden presented the 1st Quarter 2008 Firearm Discharge Review Board Report. He then went on and presented the Officer-Involved Shooting Investigation status summary.

Commissioner Sparks expressed concern regarding summaries that date back more that eight years. Commissioner Sparks requested for the report with estimated closure dates.

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Commissioner DeJesus would like to revisit the general order to set some deadlines.

Chief Fong stated that there will be a report presented next week with date certain for OIS summaries.

PUBLIC COMMENT
None

- **Presentation of the Violent Crime Trend Reporting & Crime Data**

Deputy Chief Keohane presented the Violent Crime Trend Reporting & Crime Data update.

Mr. Mark Rinkel talked about the GIS & Crime Mapping system.

PUBLIC COMMENT
Daniel Landry discussed concerns regarding foot patrol.

Commissioner Campos asked about ICE raids. Chief Fong stated that the Department had no knowledge of the ICE raids that went on and that the Department was not notified or involved in the ICE raids that went on.

DISCUSSION AND POSSIBLE ACTION TO ADOPT REVISED DEPARTMENT GENERAL ORDER 7.01, "POLICIES AND PROCEDURES FOR JUVENILES DETENTION"

Taken out of order.

(The Commission recessed at 6:58 p.m. and reconvened at 7:15 p.m.)

Commissioner Marshall took the Chair for Commissioner Sparks.

Mr. Bill Sifferman, Chief Probation Officer for the Juvenile Probation, introduced himself. Lucian Carvalho and Cassandra James, Youth Commission, were also present.

Commissioner DeJesus thanked all the departments involved in coming together and drafting the general order.

Samara Marion addressed the Commission and talked about some key revisions to the general order.

Lieutenant Valerie Agard presented revised general order 7.01 on behalf of the Department.

Commissioner Campos asked about the SRO MOU and the revised general Order. Lieutenant Agard stated that there are no conflicts.

Commissioner Campos asked about notification of parents before interrogation takes place and that it should be a requirement. Lt. Agard stated that notification should have been made when the juvenile is stated into custody and before the interrogation.

Commissioner Lee suggested that reference to DGO regarding language be incorporated into general order 7.01.

Commissioner Campos stated it is critical to inform parents of this procedure so that they can be informed of juvenile rights.

Commissioner DeJesus asked about training of officers in regards to

this DGO.

Chief Bill Sifferman read a statement in support of the DGO.

Lucian Carvalho, Youth Commission, thanked the agencies involved in bringing this DGO forward.

Cassandra James, Youth Commission, urged the Department to train officers on youth competency.

Patricia Lee, Attorney Public Defender Juvenile Division, thanked the agencies involved for their work in this general order and urged the Commission to approve this general order.

Angela Chan, Staff Attorney Asian Law Caucus, urged the Commission to adopt the proposed general order and proposed that additional language be added in regards to notification of parents. She also read a statement of Sarah Wan.

Commissioner DeJesus read the following changes:

Page 1: Policy: It is the policy of the San Francisco Police Department that all members shall treat individuals with respect and courtesy regardless of age, *primary language, immigration* or social status.

Page 7: 3.a. Interrogations: Immediately prior to questioning a juvenile, members shall again advise the juvenile of the Miranda admonishment. Such admonishment shall be given in *primary and secondary language* and in language appropriate to the age and the sophistication of the juvenile.

Page 8: Additional subsection 3.f: *Notification provided to parents shall be in accordance with Section G herein.*

(The Commission recessed at 8:17 p.m. and reconvened at 8:34 p.m.)

City Attorney Molly Stump read the changes, as amended:

Page 1: Policy: It is the policy of the San Francisco Police Department that all members shall treat individuals with respect and courtesy regardless of age or social status, *and shall comply with all relevant Department General Orders, including but not limited to General Order 5.15 (Enforcement of Immigration Laws), General Order 5.17 (Policy Prohibiting Biased Policing), and General Order 5.20 (Language Access Services for Limited English Speaking Persons).*

Page 7: 3.a. Interrogations: Second sentence is amended to read: Such admonition shall be given in language appropriate to the age and the sophistication of the juvenile *and in accordance with General Order 5.20.*

Page 8, add section 3.f: *Members shall take reasonable steps to notify parents or guardians as described in Section III.G, below.*

PUBLIC COMMENT

None

Motion by Commissioner DeJesus, second by Commissioner Lee. Approved 5-0.

REPORTS TO THE COMMISSION (continued)

b. OCC Director's Report

- **Review of Recent Activities**
- **Presentation of the 1st Quarter 2008 Statistical Report**

Director Joyce Hicks presented the 1st Quarter 2008 Statistical Report.

Commissioner Marshall discussed concerns regarding the lower sustained case rate and asked if staffing is a factor. Director Hicks stated that staffing can cause a lower sustained rate.

Commissioner Campos stated that the Commission should be advocating to the Mayor and the Board of Supervisors for the OCC to ask for funding to allow the OCC to fulfill its Charter's mandate.

PUBLIC COMMENT
None

c. Commission Reports

- **Commission President's Report**
- **Commissioners' Reports**
- **Presentation of the Police Commission's Quarter Report of Closed Session Disciplinary Actions (Veronese Resolution)**
- **Presentation of the Quarterly Report by the Department and the Office of Citizen Complaints regarding Policy Proposals (Sparks Resolution)**

No report for closed session disciplinary actions.

Captain Gonzalez presented the quarterly report regarding Policy Proposals (Sparks Resolution).

PUBLIC COMMENT
None

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

Lieutenant Reilly announced that the subcommittee on Violent Crimes will hold its meeting in the Tenderloin, 201 Turk Street, on Thursday, May 15th, at 6 p.m., and on May 19th, there is a joint meeting with the Board of Supervisors and the Commission in regards to the District Boundaries report at 6:00 p.m., City Hall, Room 250. There will be no meeting on Wednesday, May 21st.

PUBLIC COMMENT
None

ADJOURNMENT

Motion by Commissioner Campos, second by Commissioner DeJesus. Approved 5-0.

Thereafter, the meeting was adjourned at 9:10 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

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The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, MAY 14, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

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Roll Call; Pledge of Allegiance

1. **Approval of the Minutes** (ACTION ITEM)
   - For the meetings of April 23rd and 30, 2008

2. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

3. Annual election of Police Commission Officers (ACTION ITEM)

4. **Reports to the Commission** (DISCUSSION ONLY)
   a. Chief's Report
   - Update on significant policing efforts by Department members
   - Response to the Report by the Subcommittee on Violent Crime
   - Report on the implementation of recommendations of the Foot Patrol Study
   - Update on the status of open OIS Investigations

   b. OCC Director's Report
   - Review of Recent Activities

   c. Commission Reports
   - Commission President's Report
   - Commissioners' Reports

5. Discussion and possible action to adopt a resolution that establishes procedures for investigating allegations of police misconduct contained in civil suits and claims (ACTION ITEM)

6. Discussion and possible action to adopt revised Department General Order 2.02, "Alcohol Consumption by Members" (ACTION ITEM)

7. Discussion and possible action to adopt revised Department General Order 5.18, "Prisoner Handling and Transportation" (ACTION ITEM)

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, MAY 14, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

(CLOSED SESSION)
Roll Call.

8. Public Comment on all matters pertaining to Closed Session.

9. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

10. Closed Session

    a. Pursuant to Government Code section 54957 and San Francisco Administrative Code Section 67.10(b) and Penal Code 832.7:
    PERSONNEL EXCEPTION: Status and calendaring of pending disciplinary matters (DISCUSSION ONLY)

(Reconvene to **Open Session**)

11. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

12. **Routine Administrative Business** (DISCUSSION ONLY)
    a. Commission Announcements
    - Assignment of disciplinary charges filed in Case No. C08-079 to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner

13. **Adjournment** (ACTION ITEM)

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PLEASE NOTE:

1. The Commission's subcommittee on Violent Crime will hold its meeting in the Tenderloin District, at the Community Hearing Room, 201 Turk Street, San Francisco, at 6:00 p.m., on Thursday, May 15, 2008, to hear comments and concerns from the public.

2. The Commission will hold a joint meeting with the Board of Supervisor's Public Safety Committee on Monday, May 19, 2008, at 6:00 p.m., the Board of Supervisors' Chambers, Room 250, at City Hall.

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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The Police Commission

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THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION
JOINT MEETING WITH
BOARD OF SUPERVISORS' PUBLIC SAFETY COMMITTEE
(Supervisors Ross Mirkarimi, Sophie Maxwell, Bevan Dufty)

CITY HALL, ROOM 250
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

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SPECIAL MEETING
MONDAY, MAY 19, 2008
6:00 p.m.

1. 080612 [Police district boundaries]
Joint hearing of the Public Safety Committee of the Board of Supervisors and the Police Commission to discuss the Public Safety Strategies Group findings and recommendations of the district boundaries analysis completed pursuant to Board Ordinance number 243-06 (DISCUSSION ONLY)

2. Adjournment (ACTION ITEM)

*** SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667

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The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

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Vice President

JOE ALIOTO VERONESE
Commissioner

DAVID CAMPOS
Commissioner

PETRA DeJESUS
Commissioner

YVONNE Y. LEE
Commissioner

THOMAS P. MAZZUCCO
Commissioner

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Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

The Commission will hear public comment on all agenda items before or during discussion of the item. Public comment is limited to three minutes, unless the Commission President sets a different time limit as provided in the Commission's Rules (Administrative Code 67.15(c)).

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(Chapter 67 of the San Francisco Administrative Code)

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MAY 14, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 6:17 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco

APPROVAL OF THE MINUTES

- **For the meetings of April 23rd and 30, 2008**

Motion by Commissioner Marshall, second by Commissioner Campos. Approved 6-0.

PUBLIC COMMENT

None

ANNUAL ELECTION OF POLICE COMMISSION OFFICERS

Motion by Commissioner Lee, second by Commissioner DeJesus to have Commissioner Sparks as President. Approved 6-0.

Motion by Commissioner Mazzucco, second by Commissioner DeJesus to have Commissioner Marshall as Vice President. Approved 6-0.

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5/14/08

PUBLIC COMMENT
None

RESOLUTION NO. 20-08

ELECTION OF PRESIDENT OF THE POLICE COMMISSION

RESOLVED, that Commissioner Theresa Sparks shall serve as President of the San Francisco Police Commission.

AYES: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco

ELECTION OF VICE PRESIDENT OF THE POLICE COMMISSION

RESOLVED, that Commissioner Joe Marshall shall serve as Vice President of the San Francisco Police Commission.

AYES: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco

REPORT TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**
- **Response to the Report by the Subcommittee on Violent Crimes**
- **Report on the implementation of recommendations of the Foot Patrol Study**
- **Update on status of open OIS investigations**

Assistant Chief Lynch, for Chief Fong, highlighted significant policing efforts by Department members in the last week.

Captain Denis O'Leary, Ingleside Station, presented the response to the report by the subcommittee on Violent Crimes.

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Commissioner Marshall would like the Department's response available to the Visitacion Valley community. Captain O'Leary stated that he attends meeting at Visitacion Valley and makes it a point to have information available to the community. He also stated that he has spoken to some of the individuals who had expressed concerns from that particular meeting.

Commissioner Sparks suggested that Captain O'Leary put out a special newsletter with just the Department's response in regards to the subcommittee's meeting on Violent Crime which took place in the Visitacion Valley on November 1, 2007. Captain O'Leary stated that it will be on the web tomorrow and he will also bring a copy of the letter to the community meeting .

Commissioner Sparks also suggested that the POA post the same letter on their website so as to let the members know what is happening between the Department and the community.

Commander John Murphy presented the report on implementation of recommendations of the Foot Patrol Study.

Commissioner Sparks stated that the legislation by Supervisor Mirkirimi has certain criteria and she asked if the Department is staying within the spirit of the legislation. Commander Murphy stated that the community wants beat officers and the Department is trying to improve on what is mandated.

Commander Campos asked what is the timing as far as the implementation plan. Commander Murphy stated that he's hoping it will be done by the end of June.

Commissioner Mazzucco stated that while the Department is working with the implementation of the plan, there has been a substantial increase in beat officers and that there has been an 86 percent increase.

Commissioner Sparks asked that an update on this matter be given on the last meeting of the Commission in June.

Sergeant Joe McFadden presented the update on the status of open OIS investigations.

Commissioner Sparks stated that there should be a line in defining old cases to the more current cases. Sergeant McFadden stated that cases after 2006 comes under DGO 8.11.

Assistant Chief Lynch stated that there was an article in the newspaper in regards to the Early Intervention System. He stated the Department would like to present an update to the Commission.

Commissioner Campos would like a presentation in regards to Safety in Muni.

b. OCC Director's Report
- Review of Recent Activities

Director Hicks talked about OCC outreach efforts. She also talked about case closures.

Commissioner Sparks commended Director Hicks for her work in regards to OCC outreach.

c. **Commission Reports**
- **Commission President's Repot**
- **Commissioners' Reports**

Commissioner Sparks talked about the recent district boundary report and asked not to jump to conclusion in regards to the report and stated that this is a long process and there is still a lot to come out.

Commissioner Sparks also announced that the Commission will be hosting a meet-and-greet conference with other commissions from other states and cities. There will be commissioners from Kansas City, St. Louis, Los Angeles, San Francisco, and Northern Ireland. This will be held on the last two days in May.

PUBLIC COMMENT
None

DISCUSSION AND POSSIBLE ACTION TO ADOPT A RESOLUTION THAT ESTABLISHES PROCEDURES FOR INVESTIGATING ALLEGATIONS OF POLICE MISCONDUCT CONTAINED IN CIVIL SUITS AND CLAIMS

Commissioner Sparks explained that the Commission will not be adopting a resolution but will adopt policies and procedures for investigating civil claims.

Director Jerry Tidwell, Risk Management, talked about procedures for investigating allegations of police misconduct contained in civil suits and claims.

Commissioner DeJesus expressed concerns regarding the procedure and that it doesn't address the concerns of the Commission that when a serious allegation is made, the Department should take a look as to what happened.

Commissioner Sparks gave a brief background as to how this item came about.

Director Tidwell stated that additional language will be added to the procedure, which states: "If the claimant not wish to file a complaint, the Department shall undertake or conduct a preliminary assessment into the incident." Commissioner Sparks asks that the language which states, "It is the policy of the Police Commission to direct the Chief of Police that ...." be added to the beginning of that statement.

Mr. John Tennant, POA Attorney, discussed concerns and stated that all the preempt is not needed when Section 96.7 of the Administrative Code that requires the City Attorney to send the OCC's brochure and information to the civil claimant.

Motion to approve the procedure with added language to the procedure and to claimant's letter, second by Commissioner Campos.

PUBLIC COMMENT
None

AYES: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco

DISCUSSION AND POSSIBLE ACTION TO ADOPT REVISED DEPARTMENT GENERAL ORDER 2.02, "ALCOHOL CONSUMPTION BY MEMBERS"

Sergeant Mike Nevin presented DGO 2.02, "Alcohol Consumption by Members."

Commissioner Campos express concern regarding the language that refers to members consuming alcohol off duty while armed.

The Commission asked what is best practice are as far as officers off duty consuming alcohol while armed and requested that the Department research best policy nationwide before considering the general order.

Continued to the call of the chair.

DISCUSSION AND POSSIBLE ACTION TO ADOPT REVISED DEPARTMENT GENERAL ORDER 5.18, "PRISONER HANDLING AND TRANSPORTATION"

Deputy Chief Keohane presented the revised DGO 5.18, "Prisoner Handling and Transportation."

PUBLIC COMMENT
None

Motion by Commissioner Marshall, second by Commissioner DeJesus. Approved 6-0.

RESOLUTION 22-08

ADOPTION OF REVISED DEPARTMENT GENERAL ORDER 5.18, "PRISONER HANDLING AND TRANSPORTATION"

RESOLVED, that the Police Commission hereby adopts revised Department General Order, 5.18, "Prisoner Handling and Transportation," draft dated 03/27/08.

AYES: Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco

ROUTINE ADMINISTRATIVE BUSINESS (Taken out of order)

a. Commission Announcements

- **Assignment of Disciplinary Charges filed in Case No. C08-079 to an individual Commission for the taking of evidence on a date to be determined by the Commissioner** (Resolution 23-08, Assigned to Commissioner Theresa Sparks)

Lieutenant Reilly announced that on the 15th, the Commission's subcommittee on Violent Crime will have its meeting in the Tenderloin at 201 Turk. The Commission will also have a joint meeting with the Board of Supervisor's Public Safety Committee on the 19th at 6:00 p.m., in Room 250, at City Hall. The Commission will not meet on the 21st and will have the Award Ceremony on the 28th of May at 6:00 p.m., at the Diego Rivera Theater, City College of San Francisco, 50 Phelan.

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Mazzucco, second by Commissioner Lee. Approved 6-0.

CLOSED SESSION

a. PERSONNEL EXCEPTION: Status and calendaring of pending disciplinary maters

(Present were Commissioners Sparks, Marshall, Campos, DeJesus, Lee, Mazzucco, Deputy City Attorney Stump, Retired Lieutenant Barretta, and Lieutenant Reilly)

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Campos, second by Commissioner DeJesus for non disclosure. Approved 6-0.

ADJOURNMENT

Motion by Commissioner Mazzucco, second by Commissioner Campos. Approved 6-0.

Thereafter, the meeting was adjourned at 9:58 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

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Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JUNE 4, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

SF
P45
#1
6/4/08
c.2

Pledge of Allegiance; Roll Call.

1. **Approval of the Minutes** (ACTION ITEM)
   - For the meetings of May 7th and May 14, 2008

2. **Approval of the Consent Calendar** (ACTION ITEM)
   - Request of the Chief of Police to accept a donation of $5,000.00 from the Maloney Security Inc., for use by the SFPD Mounted Unit

3. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

4. **Reports to the Commission** (DISCUSSION ONLY)
   a. Chief's Report
   - Update on significant policing efforts by Department members

   b. OCC Director's Report
   - Review of Recent Activities
   - Presentation of Annual Audit under SFPD General Order 8.10, Guidelines for First Amendment Activities

   c. Commission Reports
   - Commission President's Report
   - Commissioners' Reports

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JUNE 4, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

5. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements
      - Assignment of disciplinary charges filed in Case No. C08-090 ALW to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner
      - Assignment of disciplinary charges filed against Patrol Special Officer Hanley Chan (File no. C08-091 ALW) to an individual Commissioner for taking of evidence on a date to be determined by the Commission

(CLOSED SESSION)
Roll Call.

6. Public Comment on all matters pertaining to Closed Session.

7. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

8. Closed Session
   a. Pursuant to Government Code section 54956.9 and San Francisco Administrative Code Section 67.10(b):
      CONFERENCE WITH LEGAL COUNSEL: Threatened Litigation
      Promotions/assignments, Inspectors' Bureau (DISCUSSION ONLY)

(Reconvene to **Open Session**)

9. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

10. **Adjournment** (ACTION ITEM)

*** SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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The proceeding will be held at: City Hall, Room 400, #1 Dr. Carlton B. Goodlett PLace

Accessible MUNI lines serving this location is: 49 Van Ness/Mission
47 Van Ness, 5 Fulton, 31 Balboa
For information about MUNI service call 923 6142

The closest BART Station is: Civic Center

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For information about the meeting call 553-1667 (v) or 553-9194 (tty)

JUNE 4, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:46 p.m., in a Regular Meeting.

PRESENT: Commissioners Campos, DeJesus, Lee, Mazzucco
ABSENT: Commissioners Sparks, Marshall

APPROVAL OF THE MINUTES

- **For the meetings of May 7th and May 14, 2008**

Motion by Commissioner Lee, second by Commissioner Mazzucco. Approved 4-0.

APPROVAL OF CONSENT CALENDAR

- **Request of the Chief of Police to accept a donation of $5,000.00 from the Maloney Security Inc., for use by the SFPD Mounted Unit**

Motion by Commissioner Lee, second by Commissioner Campos. Approved 4-0.

(Letter of appreciation sent on June 5, 2008 to Mr. And Mrs. Warren Maloney)

RESOLUTION NO. 24-08

APPROVAL TO ACCEPT A DONATION OF $5,000.00 FROM THE MALONEY SECURITY INC., FOR USE BY THE SFPD MOUNTED UNIT

RESOLVED, that the Police Commission hereby approves the request of the Chief of Police to accept a donation of $5,000.00 from the Maloney Security Inc., for use by the SFPD Mounted Unit.

AYES: Commissioners Campos, DeJesus, Lee, Mazzucco
ABSENT: Commissioners Sparks, Marshall

PUBLIC COMMENT

Daniel Landry discussed concerns regarding report writing policy and concerns regarding the OCC.

Mark Solomon discussed concerns regarding accidents involving bicyclists.

REPORTS TO THE COMMISSION

a. **Chief's Report**
   - **Update on significant policing efforts by Department members**

Chief Fong highlighted some of the good work by officers during the past week. Chief Fong also talked about the budget and stated that the Department will present a budget update next week.

Chief Fong also announced that Director Mark Rinkel, Technology, resigned from the Department and will be looking to fill the position.

b. **OCC Director's Report**
   - **Review of Recent Activities**
   - **Presentation of Annual Audit under SFPD General Order 8.10, Guidelines for First Amendment Activities**

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Director Hicks talked about staffing and stated that the Chief Investigator will be posted by the Department of Human Resources. She also discussed cases opened and closed by the OCC.

Director Hicks also presented the Annual Audit under SFPD General Order 8.10, Guidelines for First Amendment Activities.

c. **Commission Reports**
- **Commission President's Report**
- **Commissioners' Reports**

Commissioner DeJesus announced that Commissioner Sparks is ill this evening and will be deferring the President's Report next week.

Commissioner DeJesus announced that the subcommittee had its meeting and will be getting the transcripts to the Department for the Chief's response.

Commissioner DeJesus asked that DGO 10.02 be calendared in the future for discussion.

PUBLIC COMMENT

Daniel Landry discussed community policing.
Barbara Growth discussed community policing.

ROUTINE ADMINISTRATIVE BUSINESS

a. **Commission Announcements**
- **Assignment of disciplinary charges filed in Case No. C08-090 ALW to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner** (Resolution 25-08, Assigned to Commissioner DeJesus)
- **Assignment of disciplinary charges filed against Patrol Special Officer Hanley Chan (File No. C08-091 ALW) to an individual Commissioner for taking of evidence on a date to be determined by the Commissioner** (Resolution 26-08, Assigned to Commissioner Mazzucco)

PUBLIC COMMENT

Unidentified spoke in regards to Hanley Chan.
Michael Moon spoke in favor of Hanley Chan.
Ron Lee spoke in favor of Hanley Chan.
Unidentified , Geary & Van Ness business owner, spoke in favor of Hanley Chan.
Roger Gong spoke in favor of Hanley Chan.
Max Shenway spoke in favor of Hanley Chan.

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Mazzucco, second by Commissioner Campos. Approved 4-0.

CLOSED SESSION (6:21 p.m. to 7:41 p.m.)

a. **CONFERENCE WITH LEGAL COUNSEL: Threatened Litigation Promotions/assignments, Inspectors' Bureau**

(Present were Commissioners Campos, DeJesus, Lee, Mazzucco, Lt. Reilly, City Attorney M. Stump.)

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Campos, second by Commissioner Mazzucco for non disclosure. Approved 4-0.

ADJOURNMENT

Motion by Commissioner Mazzucco, second by Commissioner Campos. Approved 4-0.

Thereafter, the meeting was adjourned at 7:42 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

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Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JUNE 11, 2008
5:00 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

SF
P45
#1
6/11/08
c.2

Pledge of Allegiance; Roll Call.
(CLOSED SESSION)

1. Public Comment on all matters pertaining to Closed Session.

2. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

3. Closed Session
   a. Pursuant to Government Code Section 54957(b)(1) and San Francisco Administrative Code Section 67.10(b) and Penal Code 832.7:
   PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police

(Reconvene to **Open Session**)

4. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

5. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

6. **Reports to the Commission** (DISCUSSION ONLY)
   a. Chief's Report
   - Update on significant policing efforts by Department members
   - Department's Budget Update
   - Update regarding the Early Intervention System

   b. OCC Director's Report
   - Review of Recent Activities
   - Presentation of the OCC's First Quarter Early Intervention System Report

   c. Commission Reports
   - Commission President's Report
   - Commissioners' Reports

The Police Commission

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SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JUNE 11, 2008
5:00 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

7. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements

8. Discussion and possible action to grant or deny Motion for Dismissal of Disciplinary Charges filed in Case Nos. C06-186 JCT and C06-187 JCT under Government Code 3304(d) (ACTION ITEM)

   The following time limits will apply:
   Charged officers' opening argument: up to ten (10) minutes
   Department's opening argument: up to ten (10) minutes
   Charged officers' closing argument: up to five (5) minutes

   The Commission may decide to consider Item #6 in whole or in part in Closed Session pursuant to Government Code sections 54957(b), and S.F. Administrative Code sections 67.10(b), in which case:

   a. Public Comment on all matters pertaining to the Closed Session
   b. Vote on whether to convene to Closed Session
   c. Reconvene to open session:
      I. Possible report on action taken in Closed Session, pursuant to Government Code section 54957.1 and S.F. Administrative Code section 67.12(b).
      ii. Vote whether to disclose any or all of the discussions held in Closed Session pursuant to S.F. Administrative Code section 67.12(a)

(CLOSED SESSION)

9. Public Comment on all matters pertaining to Closed Session.

10. Vote on whether to hold Closed Session. (San Francisco Administrative Code Section 67.10) (ACTION ITEM)

The Police Commission

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Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JUNE 11, 2008
5:00 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

11. Closed Session
Pursuant to Government Code section 54957 and San Francisco Administrative Code Section 67.10(b) and Penal Code Section 832.7:
Adoption of written findings denying motions to dismiss disciplinary charges filed in case nos. C06-181 JCT, C06-183 JCT, C06-184 JCT, C06-185 JCT, and C06-188 JCT (ACTION ITEM)

(Reconvene to **Open Session**)

12. Vote to elect whether to disclose any or all discussion held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION ITEM)

13. **Adjournment** (ACTION ITEM)

*** **SUPPORTING DOCUMENTATION FOR POLICE COMMISSION AGENDA ITEMS THAT ARE NOT CONFIDENTIAL ARE AVAILABLE FOR REVIEW AT THE POLICE COMMISSION OFFICE, THOMAS J. CAHILL HALL OF JUSTICE, 850 BRYANT STREET, ROOM 505, SAN FRANCISCO, CA 94103, DURING NORMAL BUSINESS HOURS. (415) 553-1667**

The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

THERESA SPARKS
President

DR. JOE MARSHALL
Vice President

JOE ALIOTO VERONESE
Commissioner

DAVID CAMPOS
Commissioner

PETRA DeJESUS
Commissioner

YVONNE Y. LEE
Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

The Commission will hear public comment on all agenda items before or during discussion of the item. Public comment is limited to three minutes, unless the Commission President sets a different time limit as provided in the Commission's Rules (Administrative Code 67.15(c)).

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

(Chapter 67 of the San Francisco Administrative Code)

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SAN FRANCISCO POLICE
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Accessible MUNI lines serving this location is: 49 Van Ness/Mission
47 Van Ness, 5 Fulton, 31 Balboa
For information about MUNI service call 923 6142

The closest BART Station is: Civic Center

Accessible parking _____

For information about the meeting call 553-1667 (v) or 553-9194 (tty)

JUNE 11, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:00 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Lee, Mazzucco
ABSENT: Commissioners Campos, DeJesus

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Mazzucco, second by Commissioner Marshall. Approved 4-0.

CLOSED SESSION (5:00 p.m. to 5:19 p.m.)

a. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police

(Present were Commissioners Sparks, Marshall, Lee, and Mazzucco, Chief Heather Fong, Deputy City Attorney M. Stump.)

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Mazzucco, second by Commissioner Lee for non disclosure and a statement to be read by Commissioner Sparks with the consent of Chief Fong. Approved 4-0.

Commissioner Sparks read the following statement in regards to Chief Fong's requalification at the range:

"Number 1. The Chief is in compliance with all State standards as dictated by POST.

Number 2. San Francisco's local requirements, the Department General Orders and historical applications thereof, are vague as to commissioned officers, all officers lieutenants and above.

Number 3. We recommend that the Chief qualify within the next 90 days at the range and, however, the Chief has informed us she actually did qualify, successfully I might add, at the range on last Thursday, June 5th.

Number 4. We ask that the Chief require the other commissioned officers, lieutenant and above, who may not have qualified in the last six months qualify at the range within the next 90 days.

Number 5. The Commission does intend to address the item of the inconsistencies in city policies in the general orders within the next 30 days and review that general order to make it more consistent.

Number 6. We, as a Commission, want to state unequivocably that we are confident in the Chief's abilities. We're confident in her work ethics and in her integrity, and the Commission stands wholeheartedly behind this Chief of Police and has complete confidence in her position as Chief of Police of the San Francisco Police Department."

PUBLIC COMMENT
None

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PUBLIC COMMENT

Barbara Growth discussed concerns.

DISCUSSION AND POSSIBLE ACTION TO GRANT OR DENY MOTION FOR DISMISSAL OF DISCIPLINARY CHARGES FILED IN CASE NOS. C06-186 JCT AND C06-187 JCT UNDER GOVERNMENT CODE 3304(d)

Continued for next week.

PUBLIC COMMENT ON ALL MATERS PERTAINING TO CLOSED SESSION

(Taken out of order.)

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Mazzucco, second by Commissioner Marshall. Approved 4-0.

CLOSED SESSION (taken out of order. 6:38 p.m. to 6:58 p.m.)

Adoption of written findings denying motions to dismiss disciplinary charges filed in case nos. C06-181 JCT, C06-183 JCT, C06-184 JCT, C06-185 JCT, and C06-188 JCT

(Present were Commissioners Sparks, Marshall, Lee, Mazzucco, Deputy City Attorney Stump, Lieutenant J. Reilly)

Motion by Commissioner Mazzucco, second by Commissioner Lee to adopt written findings denying motions to dismiss disciplinary charges filed in case nos. C06-181 JCT, C06-183 JCT, C06-184 JCT, C06-185 JCT, and C06-188 JCT. Approved 4-0. *(Resolution 27-08)*

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner Mazzucco for non disclosure. Approved 4-0.

REPORTS TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**
- **Department's Budget Update**
- **Update regarding the Early Intervention System**

Chief Fong discussed increase in auto boosting and asked the public to be cautious.

Chief Fong also discussed Charter amendment proposed by Supervisor McGoldrick to eliminate the Department's minimum staffing requirement and Chief Fong stated that the Department is not supportive of the amendment.

Director Bukowski, Chief Financial Officer, presented the Department's budget update.

Commissioner Sparks stated that the Commission is not an offshoot of the Chief's Office. Commissioner Sparks also discussed concerns regarding not receiving documentation before the presentation. Commissioner Sparks

asked Director Bukowski to prepare a detailed report to be presented to the Commission next week. She also asked to be updated on the budget before the fact rather not after the fact. Commissioner Sparks asked not to schedule a presentation to the Commission unless information is provided the Friday before the meeting in their packets so that the Commission can make notes and ask questions on.

Lieutenant Brown, EIS Unit, presented the update regarding the Early Intervention System.

(Commissioner Lee excused at 7:30 p.m.)
(Meeting adjourned due to lack of quorum)

ADJOURNMENT

Motion by Commissioner Marshall, second by Commissioner Mazzucco. Approved 3-0.

Thereafter, the meeting was adjourned at 7:34 p.m.

CHIEF'S REPORT continued:

Mr. Jim Villaluna, database creator of interim EIS System, explained how the interim system works.

Commissioner Sparks when will the new AIM system be operational. Lieutenant Brown stated that they are looking at a time line of January of next year if everything goes as scheduled.

PUBLIC COMMENT
Barbara Growth discussed concerns regarding having an expensive system.

OCC DIRECTOR'S REPORT

- **Review of recent activities**
- **Presentation of the OCC's First Quarter Early Intervention System Report**

Director Hicks updated the Commission on OCC's Mediation Program and Outreach Program.

PUBLIC COMMENT
None

COMMISSION REPORTS

- **Commission President's Report**
- **Commissioners' Reports**

Commissioner Sparks talked about the Commission Conference hosted by PERF held the 29th and 30th of May.

PUBLIC COMMENT
None

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

Lieutenant Reilly announced that the Commission will be meeting on the 25th of June in the Ingleside District, at the Bernal Heights Neighborhood Center, 515 Cortland Avenue, at 6:00 p.m.

Thereafter, the meeting was concluded at 7:52 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct

The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

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DR. JOE MARSHALL
Vice President

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YVONNE Y. LEE
Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JUNE 18, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

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Pledge of Allegiance; Roll Call

1. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

2. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
      - Update regarding implementation of recommendations of the Foot Patrol Study
      - Department Budget Update FY 08-09
   b. **OCC Director's Report**
      - Review of Recent Activities
      - OCC Budget Update FY 08-09
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports

3. Discussion and possible action to adopt a vision statement for the San Francisco Police Department (ACTION ITEM)

4. **Routine Administrative Business** (DISCUSSION ONLY)
   a. Commission Announcements

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Commissioner

YVONNE Y. LEE
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THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JUNE 18, 2008
5:30 p.m.

CITY HALL, ROOM 400
#1 Dr. Carlton B. Goodlett Place
San Francisco, California

5. **Adjournment** (ACTION ITEM)

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PLEASE NOTE: The Police Commission will be holding a Special Meeting this month at a location other than City Hall.

1. The Commission will hold its Community Meeting in the Ingleside District, at the Bernal Heights Neighborhood Center, 515 Cortland Avenue, San Francisco, at 6:00 p.m., on Wednesday, June 25, 2008, to hear comments from the public and Ingleside Station Captain Denis O'Leary concerning public protection issues in the Ingleside District.

The Police Commission

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Commissioner

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SAN FRANCISCO POLICE COMMISSION AGENDA

REGULAR MEETING

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Accessible parking _____

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Police Department

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June 18, 2008 Cancelled

SAN FRANCISCO POLICE COMMISSION
Meeting Cancelled
Wednesday, June 18, 2008

Theresa Sparks
President

Dr. Joe Marshall
Vice President

David Campos
Commissioner

Petra DeJesus
Commissioner

Yvonne Lee
Commissioner

Thomas Mazzucco Commissioner

Lt. Joe Reilly
Secretary

Meeting cancelled due to lack of quorum.

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Commissioner

THOMAS P. MAZZUCCO
Commissioner

SERGEANT JOE REILLY
Secretary

June 10, 2008

SF
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6/25/08
special
notice

Notice of Special Meeting
San Francisco Police Commission

Please note that the Police Commission will hold a meeting at a location other than City Hall later this month.

The Police Commission will hold a community meeting in the Bernal Heights neighborhood.

Wednesday, June 25, 2008 at 6:00 p.m.

Bernal Heights Neighborhood Center,
515 Cortland Avenue, San Francisco,

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SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JUNE 25, 2008
6:00 p.m.

Ingleside District
Bernal Heights Neighborhood Center
515 Cortland Avenue
San Francisco

SF
P45
#1
6/25/08
special

Pledge of Allegiance; Roll Call

1. **Reports to the Commission** (DISCUSSION ONLY)
   a. **Chief's Report**
      - Update on significant policing efforts by Department members
   b. **OCC Director's Report**
      - Review of Recent Activities
   c. **Commission Reports**
      - Commission President's Report
      - Commissioners' Reports

2. Captain Denis O'Leary, Commanding Officer of Ingleside Station, to address the Commission on Police Activities in the Ingleside District (DISCUSSION ONLY)

3. **Public Comment**
   (Members of the public may address the Police Commission for a time period determined by the Chair on items that are within the subject matter jurisdiction of the Commission but do not appear on the agenda. Speakers shall address their remarks to the Commission as a whole and not to individual Commissioners or Department personnel. Under Police Commission Rules of Order, during Public Comment, Commissioners are not to enter into debate or discussion with speakers.)

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4. **Routine Administrative Business** (Discussion Only)
   a. Commission Announcements
   b. Items identified for consideration at future Commission Meetings

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Commissioner

SERGEANT JOE REILLY
Secretary

SAN FRANCISCO POLICE COMMISSION AGENDA
REGULAR MEETING
WEDNESDAY, JUNE 25, 2008
6:00 p.m.

Ingleside District
Bernal Heights Neighborhood Center
515 Cortland Avenue
San Francisco

5. Discussion and possible action to grant or deny Motion for Dismissal of Disciplinary Charges filed in Case Nos. C06-186 JCT and C06-187 JCT under Government Code 3304(d) (ACTION ITEM)

The following time limits will apply:
Charged officers' opening argument: up to ten (10) minutes
Department's opening argument: up to ten (10) minutes
Charged officers' closing argument: up to five (5) minutes

The Commission may decide to consider Item #5 in whole or in part in Closed Session pursuant to Government Code sections 54957(b), and S.F. Administrative Code sections 67.10(b), in which case:

a. Public Comment on all matters pertaining to the Closed Session
b. Vote on whether to convene to Closed Session
c. Reconvene to open session:
   i. Possible report on action taken in Closed Session, pursuant to Government Code section 54957.1 and S.F. Administrative Code section 67.12(b).
   ii. Vote whether to disclose any or all of the discussions held in Closed Session pursuant to S.F. Administrative Code section 67.12(a)

6. **Adjournment**

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The proceeding will be held at: Bernal Heights Neighborhood Center, 505 Cortland Avenue

Accessible MUNI lines serving this location is: 24 Divisadero, 67 Bernal Heights
For information about MUNI service call 923 6142

The closest BART Station is: _____

Accessible parking _____

For information about the meeting call 553-1667 **(v) or** 553-9194 **(tty)**

JUNE 25, 2008 **REGULAR MEETING**

The Police Commission of the City and County of San Francisco met in the Ingleside District, at the Bernal Heights Neighborhood Center, 515 Cortland Avenue, San Francisco, at 6:09 p.m., in a Regular Meeting.

PRESENT: Commissioners Sparks, Marshall, Campos, Lee, Mazzucco
ABSENT: Commissioner DeJesus

(Commissioner Marshall arrived at 6:12 p.m.)

Commissioner Sparks welcomed the community and introduced David Onek who is a Bernal Heights resident and will be going before the Rules Committee to be the seventh commissioners. The Commissioners introduced themselves and gave a brief background.

DISCUSSION AND POSSIBLE ACTION TO GRANT OR DENY MOTION FOR DISMISSAL OF DISCIPLINARY CHARGES FILED IN CASE NOS. C06-186 JCT AND C06-187 JCT UNDER GOVERNMENT CODE 3304(d)
(Taken out of order) (Resolution 28-08)

Motion by Commissioner Marshall to deny motion and adopt findings of fact. Second by Commissioner Mazzucco. Approved 5-0.

AYES: Commissioners Sparks, Marshall, Campos, Lee, Mazzucco
RECUSED: Commissioner DeJesus

REPORTS TO THE COMMISSION

a. Chief's Report
- **Update on significant policing efforts by Department members**

Commissioner Sparks announced that Chief Fong will be arriving late due to a press conference. Assistant Chief Lynch updated the Commission on significant policing efforts by Department members. Chief Lynch then introduced members of the command staff. Present were Deputy Chiefs Keohane, and Cashman, Commanders Lindo, Brown, and Tong. Chief Lynch gave a brief update in regards to the budget and deferred the rest of the time to Captain O'Leary.

b. OCC Director's Report
- **Review of Recent Activities**

Director Joyce Hick described the duties and responsibilities of the Office of Citizen Complaints.

c. Commission Reports
- **Commission President's Report**
- **Commissioners' Reports**

Commissioner Mazzucco reported that he and Commissioner Marshall attended a meeting of Operations Cease Fire and thanked future Commissioner David Onek for putting it together.

PUBLIC COMMENT

Bob Holmes discussed concerns regarding an incident with the police and the OCC not returning his call.

Jackie Cash, President of Excelsior District Improvement Association, expressed support for the academy recruit classes and asked for more attention for the Excelsior District.

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Steve Currier, Outer Mission Merchants & Residents Association, stated that the community want to see their officers but the people who run the city do not want to fund that and discussed concerns regarding a drive-by shooting incident that happened recently. He asked for more officers and stated that five academy classes is needed.

Commissioner Sparks thanked Mr. Currier for supporting the Department's efforts.

CAPTAIN DENIS O'LEARY, COMMANDING OFFICER OF INGLESIDE STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE INGLESIDE DISTRICT

Captain O'Leary addressed the Commission on police activities in the Ingleside and described the demographics of the district and its station.

Supervisor Ammiano addressed the Commission and stated that he does not support cutting of academy classes.

Lieutenant Colleen Fatooh addressed the Commission in regards to youth programs and the Weed and Seed Program implemented in Visitation Valley.

Mr. Michael Bennett addressed the Commission in regards to the Weed and Seed Program.

Commissioner Campos asked about staffing level in the Ingleside. Captain O'Leary stated that since April there's been an increased in civilian staff. There are 3 PSAs and 1 vehicle maintenance officer which allows for more officers to go out on the streets. Captain O'Leary stated that there has been an increased by four officers.

Mr. Perry discussed concerns that police would do the arrest but nothing would happen to the suspects and stated that they would like to meet with the presiding judges.

Deputy Chief Cashman, FOB, explained that he committed to 111 bodies and that there are currently 109 presently and would like to get it to 111. He also stated that there are specialized unit in the district.

Commander Lindo addressed the Commission in dealing with violence in housing projects.

PUBLIC COMMENT

Eugenie Merrick, Holly Park, commended Ingleside District officers and discussed concerns regarding off leash dogs.

Unidentified commended Captain O'Leary for his help in Community Court and asked for more officers.

Commissioner Sparks asked Captain O'Leary what is his policy in regards to off leash dogs. Captain O'Leary stated that he tries to abate the problem with police presence, with warning, admonishments before moving on to citations.

Jackie Cash, Excelsior District Improvement Association, stated that they support Captain O'Leary's request for shot spotters. She also asked for more safety cameras on Silver and Mission Streets.

Unidentified, brother of homicide victim, discussed concerns regarding homicide rate in San Francisco and stated that criminals should be prosecuted.

Bill Nieto, Bernal Heights resident, discussed concerns.

Heather Wolf discussed concerns regarding cancelling of academy classes.

Jennifer Keys, Bernal Heights resident, asked how Mission and Ingleside are working together to fight cross over crimes. Captain O'Leary explained that dispatchers would let the officers know what's going on in the Mission and Ingleside since they do not share radio channels. Assistant Chief Lynch stated explained as to why they do not share radio channels.

Commissioner Sparks asked that Chief Lynch finds out and report back to the Commission.

Jean discussed pedestrian safety and asked for enforcement on Alemany Boulevard and asked that technology in the Department be in order. Captain O'Leary responded that they are focusing on bringing the speed down in the Alemany corridor.

Barbara Kyle discussed concerns regarding staffing and asked for creative ways to get the staffing up. Chief Fong responded and stated that she's committed to promoting three sergeants for Ingleside and stated that she will be making appointments soon and when appointments are made, Ingleside will get three sergeants and those appointments cannot be made until the Department has an approved budget.

Deputy Chief Cashman talked about zone enforcement strategy in the city.

Nancy Samuel, Bernal Heights resident, discussed concerns in housing developments and asked for beat officers in housing developments and asked for support from the Commission to have beat officers in the Alemany Housing Development. Captain O'Leary stated that the Ingleside Station staffs housing officers in the Alemany Housing Development and the Sunnydale Housing Development. Captain O'Leary stated that the officers are there 12 hours a day and they remain on their beats.

Andrea O'Leary discussed concerns regarding quality of life in the neighborhood and that quality of life violations are a low priority with the department and stated that officer's presence are important.

Barbara Growth discussed concerns.

ROUTINE ADMINISTRATIVE BUSINESS

a. Commission Announcements

b. Items identified for consideration at future Commission meetings

Commissioner Campos thanked the residents of Bernal Heights for attending the meeting. He also announced that Commissioner Sparks is being honored as one of the Grand Marshalls of the Gay Pride Parade.

Chief Fong talked about the Bologna homicide that occurred recently and stated that search warrant was obtained and served and that the suspect was arrested in this incident.

Commissioner Sparks thanked the Bernal Heights community for their involvement.

ADJOURNMENT

Motion by Commissioner Campos, second by Commissioner Mazzucco. Approved 5-0.

Thereafter, the meeting was adjourned at 8:48 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

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